

**USE OF ZOOM VIDEO COMMUNICATIONS, INC.
VIDEOCONFERENCING SERVICES**

WHEREAS, Zoom Video Communications, Inc. (hereinafter “Contractor” or “Zoom”) having its offices at 55 Almaden Boulevard, 6th Floor, San Jose, California 95113 (hereinafter “Contractor” or “Zoom”) and the Board of Cooperative Educational Services, Second Supervisory District of Erie, Chautauqua and Cattaraugus Counties, having its offices at 8685 Erie Road, Angola, New York 14006 (hereinafter “E2CC BOCES”), are parties to a data privacy and security memorandum of agreement executed on March 31, 2020 (hereinafter the “MOA”); and,

WHEREAS, such MOA was enacted for the purpose of ensuring the contractual arrangement between Zoom and E2CC BOCES conforms to the requirements of New York Education Law § 2-d and Part 121 of the regulations of the Commissioner of Education; and

WHEREAS, [REDACTED] procures Zoom’s videoconferencing services through E2CC BOCES; and, **WHEREAS**, [REDACTED] pursuant to paragraph 12 of the MOA, wishes to acknowledge the terms of the MOA and affirm that the student data and/or teacher or principal Zoom may have access to is subject to its terms.

NOW THEREFORE, District attests and agrees as follows:

1. [REDACTED] has reviewed the terms of the MOA.
2. [REDACTED] hereby “opts-in” to the MOA and, in doing so, acknowledges that it receives access to Zoom’s videoconferencing services through its contractual arrangement with E2CC BOCES. [REDACTED] further agrees and acknowledges that any student data and/or teacher or principal data to which Zoom has access is subject to the terms of that MOA, provided its use of Zoom is procured through E2CC BOCES.
3. Receipt of this document by E2CC BOCES constitutes notice of [REDACTED] decision to opt-in to the MOA.

AGREED TO BY:

ORGANIZATION: _____

SIGNATURE: _____

NAME: _____

TITLE: _____

DATE: _____

Please return completed forms to Bryan Olson, Distance Learning Coordinator at 9520 Fredonia-Stockton Road, Fredonia, New York, 14063. Please contact Bryan with any questions at 716-672-4371, ext. 2033 or via email at bolson@e2ccb.org.