

**SECOND AMENDMENT TO SOFTWARE SERVICES AGREEMENT
BETWEEN IXL LEARNING, INC.
AND POUDRE SCHOOL DISTRICT R-1**

This Second Amendment (“Amendment”) effective as of the 23rd day of March, 2025 is attached to and forms part of the Software Services Agreement between Poudre School District R-1 (the “District”) and IXL Learning, Inc. (the “Contractor”) executed June 12, 2023 and the First Amendment to the Agreement executed March 25, 2024 (“Agreement”), both of which are attached and made part of this Amendment. To the extent that any of the terms or conditions contained in this Amendment may contradict with any of the terms or conditions of the attached Agreement, it is expressly understood and agreed that the terms of this Amendment shall take precedence and supersede the attached Agreement. The parties agree to amend the Contract by adding the following language:

1. **Purpose of Amendment.** This Amendment shall constitute the Second Amendment to the Agreement between the District and the Contractor. The purpose of this Second Amendment is to amend the terms and deliverables between the District and Contractor.
2. **Term of Agreement.**
 - 2.1. At the conclusion of the term dated June 30, 2025, as outlined in section 2.1 of the Agreement, the District and Contractor elect to extend the term of the Agreement beginning on July 1, 2025 through June 30, 2026.
3. **Amended Responsibilities.**
 - 3.1. Exhibit A is deleted hereby in its entirety.
 - 3.2. Replace Exhibit A with Contractor’s Schedule of Data and Poudre School District Student Data Information Request Form, hereby attached to this Second Amendment and made part of this Agreement.
 - 3.3. Exhibit B is deleted hereby in its entirety.
 - 3.4. Replace Exhibit B with Contractor’s IXL Pricing Memo, hereby attached to this Second Amendment and made part of this Agreement.
 - 3.5. Exhibit D is deleted hereby in its entirety.
 - 3.6. Replace Exhibit D with Contractor’s IXL Learning, Inc. Accessibility Conformance Report Revised Section 508 Edition., hereby attached to this Second Amendment and made part of this Agreement.
 - 3.7. Section 11 is deleted hereby in its entirety.
 - 3.8. Replace Section 11 with Exhibit E with Poudre School District’s Tech Services Insurance Requirements, hereby attached to this Second Amendment and made part of this Agreement

4. **Special Provisions.**

4.1. **Terms and Conditions.** With the exception of items explicitly delineated in this Second Amendment, all terms and conditions of the original Agreement between the District and Contractor shall remain unchanged and in full force and effect.

5. **General Provisions.**

5.1. **Entire Agreement.** The original Agreement, the First Amendment and this Second Amendment, constitutes the entire Agreement of the parties regarding the subject matter addressed herein and supersedes all prior Agreements, whether oral or written, pertaining to said subject matter.

5.2. **Signatures.** This Agreement may be executed and delivered via portable document format (pdf), and the pdf signature of any party shall be considered valid, binding, effective and an original for all purposes.

THE REMAINDER OF THIS PAGE WAS INTENTIONALLY LEFT BLANK.

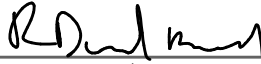
IN WITNESS WHEREOF, the District and the Contractor have signed this Amendment as of the Effective Date.

IXL LEARNING, INC.

POUDRE SCHOOL DISTRICT R-1

By: Paul Mishkin

Paul Mishkin
Chief Executive Officer

By:  Dave Montoya (Apr 8, 2025 19:25 MDT)

R. David Montoya
Chief Finance Officer/
Chief Operations Officer

By: 

Julie Chaplain, PhD
Assistant Superintendent

Exhibit A

SCHEDULE OF DATA

Instructions: Operator should identify if LEA (Local Education Agency) data is collected to provide the described services. If LEA data is collected to provide the described services, check the boxes indicating the data type collected. If there is data collected that is not listed, use the “Other” category to list the data collected.

- ☐ We do not collect LEA Data to provide the described services. We
- ☒ do collect LEA Data to provide the described services.

Category of Data	Elements	Check if used by your system
Application Technology Meta Data	IP Addresses of users, Use of cookies etc.	☒
	Other application technology meta data-Please specify: - User agent	☒
Application Use Statistics	Meta data on user interaction with application- Please specify:	☒
Assessment	Standardized test scores *optional	☒
	Observation data	☐
	Other assessment data-Please specify: - Student answers and scores for questions IXL generates	☒
Attendance	Student school (daily) attendance data	☐
	Student class attendance data	☐
Communications	Online communications that are captured (emails, blog entries)	☒
Conduct	Conduct or behavioral data	☐

Demographics	Date of Birth	
	Place of Birth	
	Gender *optional	☒ *
	Ethnicity or race *optional	☒ *
	Language information (native, preferred or primary language spoken by student) *optional	☒ *
	Other demographic information-Please specify:	
Enrollment	Student school enrollment	☒ x
	Student grade level	☒ x
	Homeroom	
	Guidance counselor	
	Specific curriculum programs	
	Year of graduation	
	Other enrollment information-Please specify:	
Parent/Guardian Contact Information	Address	
	Email *optional, can be student OR parent email; cannot be both	☒ *
	Phone	
Parent/Guardian ID	Parent ID number (created to link parents to students)	
Parent/Guardian Name	First and/or Last	
Schedule/Roster	Student scheduled courses *optional	☒ *
	Teacher names	☒ x
Special Indicator	English language learner information *optional	☒ *
	Low income status *optional	☒ *
	Medical alerts /health data	
	Student disability information	
	Specialized education services (IEP or 504) *optional	☒ *
	Living situations (homeless/foster care)	
	Other indicator information-Please specify:	

Category of Data	Elements	Check if used by your system
Student Contact Information	Address	☐
	Email *optional can be student OR parent email; cannot be both	☒
	Phone	☐
Student Identifiers	Local (School district) ID number	☒
	State ID number	☒
	Vendor/App assigned student ID number	☒
	Student app username	☒
	Student app passwords	☒
Student Name	First and/or Last	☒
Student In App Performance	Program/application performance (typing program-student types 60 wpm, reading program-student reads below grade level)	☒
Student Program Membership	Academic or extracurricular activities a student may belong to or participate in	☐
Student Survey Responses	Student responses to surveys or questionnaires	☒
Student work	Student generated content; writing, pictures etc.	☐
	Other student work data -Please specify:	☐
Transcript	Student course grades	☐
	Student course data	☐
	Student course grades/performance scores	☐
	Other transcript data -Please specify:	☐
Transportation	Student bus assignment	☐
	Student pick up and/or drop off location	☐

	Transportation (cont)	Student bus card ID number	☐
		Other transportation data -Please specify:	☐
	Other	Please list each additional data element used, stored or collected through the services.	☐

Authorized Representative of Operator

Company Name

IXL has made good faith efforts to accurately complete this schedule. For more information, please see our privacy policy, www.ixl.com/privacypolicy. The District has the option of providing as much or little of the information for rostering as deemed necessary by the District (so, depending on the District's usage, not all data elements may be used). The IXL Service may be used on a pseudonymous basis.



STUDENT DATA INFORMATION REQUEST FOR SOFTWARE SERVICES

Colorado's Student Data Transparency and Security Act [C.R.S. Section 22-16-101 et seq.] requires Poudre School District (PSD) to set forth certain contractual requirements before agreeing to the use of products that share student data. Due to the specificity of this language, PSD has opted to use its own contract to ensure compliance and alignment with the law and U.S. Department of Education recommendations regarding National Institutes of Standards and Technology Guidelines for Media Sanitization.

The law defines Student Identifiable Data as all items which are collected, maintained, generated, or inferred through use of the service, which includes metadata. This means any data element in the software's data table that can be connected to a student must be transparently identified along with how the data will be used. Because this may be different from what the company has reported under the Family Educational Rights and Privacy Act (FERPA), the District recommends pulling the data table to include all data elements.

Please provide the following information to facilitate the contracting process:

1. Detailed, formal description of product and scope of work to be completed.

- *Descriptions should not include wording such as "most used" or "used by X number of schools."*
- *Service descriptions should be detailed and free of sales language so it's clear what's being purchased.*

IXL is a web-based personalized learning platform for math, ELA, science, social studies and Spanish. IXL also offers on-site, virtual and on-demand professional development for effective IXL implementation.

2. What student data is collected through use of the system?

- *List all student data that's collected, maintained, generated, or inferred through use of the service; this includes information created or collected by the company.*

IP address of users, use of cookies, meta data on user interaction with program, teacher name, student email, student ID number (local/school district), state ID number, provider/app assigned ID number, username/password program/application performance

<i>Student</i>	<i>Teacher</i>	<i>Admin</i>	<i>Meta Data</i>
Email	Name		IP address of users
First/last name			Use of cookies
ID number			User interaction
Username/Password			
Program app. performance			

3. What is the purpose of collecting student data?

To provide and improve the IXL Service to the school or on the school's behalf.
See our Terms of Service (www.ixl.com/termsofservice)

4. What third parties does the company partner with who may receive student data in any format?

- *This includes storage and vendors receiving encrypted data.*

Amazon Web Services, Salesforce, Google, Botify, Chase, Slack, Ayden

5. What is the purpose of the third-party partners?

Amazon Web Services (Cloud Service Provider); Salesforce (CRM); Google - Internal communication and email services (Google workspace), site analytics (Google Tag Manager and Google Analytics), and fraud prevention (Google reCAPTCHA), Botify (Search engine optimization); Chase payment processor; Slack (Internal communication platform); Ayden (Payment processor)

6. Please provide:

- Current quote (if available)
- Tiered pricing for future purchases
- Name and email for contract notices
contracts@ixl.com
- Name and title of person who will sign the contract
Paul Mishkin, Chief Executive Officer
- Does the system allow integration for rostering?

☒ Yes ☐ No

If the above answer is yes, how is it completed?

IXL supports multiple integrations for rostering, including Clever,
https://www.ixl.com/materials/us/integration/auto-rostering_with_Clever_on_IXL.pdf
Please see link below for all of IXL's rostering integration options.
<https://www.ixl.com/membership/administrators/tech-integration>

The following pages contain an example that will serve as a guide for the company's IT team; these items are known as data tables or data dictionaries.

PSD must have specific information from the company in a separate document, which will become an exhibit to the contract. Links to online privacy policies will not be accepted; these policies must be transparently identified in a static document.

What Student Data is collected through the use of the system?

Data Collected	General Purpose of Data Collection
Access Time	User research to improve the experience & provide technical support
Assessment Scores	Used for teacher data collection
Badges Earned	Used for teacher data collection
Browser Type	User research to improve the experience & provide technical support
Browser Version	User research to improve the experience & provide technical support
Contest Points	Used for teacher data collection
Device ID	User research to improve the experience & provide technical support
Device Type & OS	User research to improve the experience & provide technical support
Game Time Earned	Used for teacher data collection
IEP Progress Percentage	Used for teacher data collection
IEP Standards Passed	Used for teacher data collection
IP Address	User research to improve the experience & provide technical support
Lesson Questions Correct/Incorrect	Used for teacher data collection
Lesson Scores	Used for teacher data collection
Machine Model	User research to improve the experience & provide technical support
Operating System	User research to improve the experience & provide technical support
Placement test scores	Used for teacher data collection
School Address	Required to support product functionality
School Fax Number	Optional
School Leader Email Address	Optional
School Leader First & Last Name	Optional
School Leader Password	Optional
School Leader Role	Optional
School Name	Required to support product functionality
School Phone Number	Required to support product functionality
Standard Mastery Percentage	Used for teacher data collection
Standards Mastered	Used for teacher data collection
Student Answers on Lesson	Used for teacher data collection
Student First & Last Name	Required to support product functionality
Student Grade Level	Required to support product functionality
Student ID number	Optional

Student Password	Required to support product functionality
Student Username	Required to support product functionality
Teacher Email Address	Required to support product functionality
Teacher First & Last Name	Required to support product functionality
Teacher Password	Required to support product functionality
Time on Lesson	Used for teacher data collection
Time Spent in Subjects	Used for teacher data collection
Time Spent on individual problems	Used for teacher data collection

What third-parties does the vendor partner with? Who may receive Student Data in any format?

Vendor	URL	Description
Rackspace	rackspace.com	Web hosting
Amazon AWS	aws.amazon.com	Web hosting
Wormly	wormly.com	Alerts and monitoring
Realtime	framework.realtime.com	Cloud based realtime messaging
Twilio	twilio.com	SMS messaging
Sendgrid	sendgrid.com	Email delivery
Mailchimp	mailchimp.com	Email list management
Clever	clever.com	Student rostering
Edmodo	edmodo.com	Student rostering
Oneroster	oneroster.com	Student rostering
Freshdesk	freshdesk.com	Customer support
Google Classroom	developers.google.com/classroom	Student rostering
Salesforce	salesforce.com	CRM

Exhibit B

From: Rebecca Rogers
To: Software Licensing
Cc: Erin Felling; Brown, Kristina - ITC
Subject: Re: PSD- IXL Renewal 2025
Date: Wednesday, January 8, 2025 6:02:21 AM
Attachments: image001.png

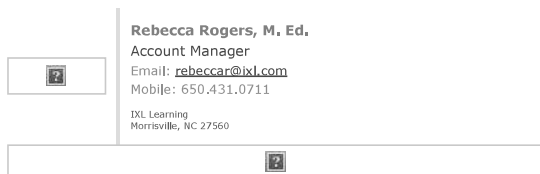
Caution: This message was sent from outside of Poudre School District. Be sure you trust the sender before clicking links or opening attachments.

Hi Allison,

Thank you for your email! Erin, our lead contracts administrator, sent the student data documents and VPAT in the previous email. I'll list our updated pricing sheet below. Please note that IXL issues student licenses in increments of 25.

- 1 subject access = \$12.50 per student
- 2 subject access = \$18.00 per student
- 3 subject access = \$22.00 per student
- 4 subject access = \$24.00 per student
- Spanish content access = \$7.50 per student

Please let us know if you need anything else! We are happy to help.



On Tue, Jan 7, 2025 at 3:19 PM Erin Felling <efelling@ixl.com> wrote:

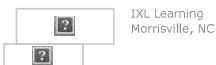
Hi Allison,

Please see attached updated Information Request for Software Services, along with the schedule of data (no changes to the schedule). I am also attaching our current VPAT. Please let me know if you have any questions or concerns.

Thank you!

Erin

Erin Felling
Lead Contracts Administrator
Email: efelling@ixl.com
Direct: (984) 292-0086



----- Forwarded message -----

From: Software Licensing <softwarelicensing@psdschools.org>
Date: Thu, Dec 26, 2024 at 2:48 PM
Subject: PSD- IXL Renewal 2025
To: rebeccar@ixl.com <rebeccar@ixl.com>

Dear Rebecca,

Poudre School District is renewing software for the upcoming 2025-2026 school year. We kindly request that you review the Student Data Information Request form and VPAT that you sent over last year. In addition to this information, we need Price Sheets for the coming year to post out to our community. In summary, we need the following:

1. Updates to the **Student Data Information Request** form
2. Updates to your **VPAT or Accessibility Documentation**
3. **Price Sheets** for your software product

Please, submit any updated information to us on or before February 1, 2025.

For your convenience, I have also attached the Student Data Information Request form and more information about our Accessibility requirements at this link: <https://www.psdschools.org/your-district/about-psd/accessibility>. We are moving toward **WCAG 2.2 AA (or higher)** requirements this year.

If you have any questions, please let me know. I look forward to hearing from you.

Best Regards,

IT Software Management Team



Allison Brinkhoff (She/Her/Hers)

IT Support Services Supervisor

Phone 970-490-3140

Mobile 970-222-9294

Fax 970-490-3074

Information Technology Department

IT Tech HUB | Need More Assistance? Submit a Ticket

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You received this message because you are subscribed to the Google Groups "Contracts Admin - DPA" group.

To unsubscribe from this group and stop receiving emails from it, send an email to contractsadmin.dpa+unsubscribe@ixl.com.

To view this discussion visit

https://groups.google.com/a/ixl.com/d/msgid/contractsadmin.dpa/CAJT6%3DGvfHi0eAOeAFEOZUFWqsOzunGuKjdtSzhHYGxCJ%2B_a_0Q%40mail.gmail.com.

Exhibit D



IXL Learning, Inc. Accessibility Conformance Report

Revised Section 508 Edition

VPAT® Version 2.3 – December 2018

Name of Product/Version: IXL

Product Description: IXL Learning is a personalized learning platform that provides standards-aligned content for math, English language arts, science, social studies and Spanish.

Date: July 25, 2024

Contact information: help@ixl.com

Notes: N/A

Evaluation Methods Used:

The following screen readers were tested on desktop/laptop devices:

- JAWS (Windows)
- NVDA (Windows)
- VoiceOver (MacOS)
- ChromeVox (ChromeOS)

These were paired with Chrome on MacOS/Windows, FireFox on MacOS/Windows, Safari, and Microsoft Edge.

Since screen readers read out different things while tabbing through a site vs. reading through a site, IXL split testing results between these two navigation methods. IXL tested while signed out as well as signed in as different types of users.

Based on our testing results, IXL recommends that students use JAWS on Windows or VoiceOver on MacOS for the best user experience. IXL will investigate how to optimize our updates for ChromeVox and NVDA, as well as continue to improve accessibility for the entire student experience.

This evaluation is limited to pages comprising the student experience on IXL, which includes signing into the product, answering questions, reading explanations, and more. Because it is not practical to measure the exact percentage of support for the various standards, IXL used the “Partially Supports” terminology when at least some of the assessed functionality met and/or was designed to meet a standard.

Applicable Standards/Guidelines

This report covers the degree of conformance for the following accessibility standard/guidelines:

Standard / Guideline	Included In Report
<u>Web Content Accessibility Guidelines 2.0</u>	Level A (Yes) Level AA (Yes) Level AAA (No)
<u>Web Content Accessibility Guidelines 2.1</u>	Level A (Yes) Level AA (Yes) Level AAA (No)

Terms

The terms used in the Conformance Level information are defined as follows:

- **Supports:** The functionality of the product has at least one method that meets the criterion without known defects or meets with equivalent facilitation.
- **Partially Supports:** Some functionality of the product does not meet the criterion.
- **Does Not Support:** The majority of product functionality does not meet the criterion.
- **Not Applicable:** The criterion is not relevant to the product.
- **Not Evaluated:** The product has not been evaluated against the criterion. This can be used only in WCAG 2.0 Level AAA.

WCAG 2.1 Report

Tables 1 and 2 also document conformance with:

- Chapter 5 – 501.1 Scope, 504.2 Content Creation or Editing
- Chapter 6 – 602.3 Electronic Support Documentation

Note: When reporting on conformance with the WCAG 2.1 Success Criteria, they are scoped for full pages, complete processes, and accessibility-supported ways of using technology as documented in the [WCAG 2.0 Conformance Requirements](#).

Table 1: Success Criteria, Level A

Criteria	Conformance Level	Remarks and Explanations
1.1.1 Non-text Content (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Partially Supports	Web: IXL applies proper labeling and context for controls and inputs in most cases. Although IXL does not frequently rely on time-based media, it provides descriptive alternatives in most cases. IXL enables assistive technologies to ignore purely decorative non text content. For some skills that require the user to analyze an image in order to complete the skill, IXL has text alternatives that can be read by assistive technologies.
1.2.1 Audio-only and Video-only (Prerecorded) (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: In most instances, IXL only uses audio as a media alternative for text, and it is clearly labeled as such. The only case in which this is not true is when a singular presentation medium (in this case audio) is strictly required as part of the educational objective.
1.2.2 Captions (Prerecorded) (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: Instructional videos in IXL skills provide English captions for students. We are currently in the process of expanding this support to Spanish captions in skills that offer Spanish translation.
1.2.3 Audio Description or Media Alternative (Prerecorded) (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Not applicable	Web: IXL does not implement synchronized media, so this does not apply.

Criteria	Conformance Level	Remarks and Explanations
1.3.1 Info and Relationships (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Partially Supports	Web: In most cases, IXL groups related links into lists and includes descriptive headers when possible to convey the same information, structure, and relationships that are conveyed through presentation.
1.3.2 Meaningful Sequence (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Partially Supports	Web: In most cases, IXL matches the tab order to the order of elements in the DOM, so users will interact with each element in the intended order.
1.3.3 Sensory Characteristics (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: When navigating the product, students are not required to solely rely on sensory characteristics like shape, size, or visual location to understand instructions. Questions in IXL skills may reference these characteristics when they're essential to the educational objective of the skill (eg - <u>Name the two-dimensional shape</u>).
1.4.1 Use of Color (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: Students can use IXL and navigate the product without solely relying on color to glean information or understand the meaning of user interface elements. There are a small number of skills where identifying color is the main educational objective (eg - <u>Use color words</u>). There are a small number of skills that rely on color in ways that aren't educationally essential (eg - <u>Color patterns</u>). For these skills, IXL offers alternative skills that allow students to learn the

Criteria	Conformance Level	Remarks and Explanations
		concept without needing to identify color (eg - <u>Shape patterns</u>).
1.4.2 Audio Control (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Not Applicable	Web: IXL does not automatically play any audio, so this does not apply.
2.1.1 Keyboard (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: Students can navigate the product using a keyboard in addition to a pointing device like a mouse. The vast majority of IXL skills can be practiced using a keyboard, including question types like multiple choice text, multiple choice images, questions with text input, and drag and drop. A smaller number of skills with complex interactions like graphing do not support keyboard input at this time.
2.1.2 No Keyboard Trap (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: When navigating the product, students trained in the use of IXL's preferred screen reader will be able to move focus away with just a keyboard interface from any previously focused component.
2.1.4 Character Key Shortcuts (Level A 2.1) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Not Applicable	Web: IXL does not offer keyboard shortcuts using only letter, number, punctuation, or symbol characters.

Criteria	Conformance Level	Remarks and Explanations
2.2.1 Timing Adjustable (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: For the completion of tasks on the product, IXL does not include any time limits that would cause unexpected changes in the content.
2.2.2 Pause, Stop, Hide (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Partially Supports	Web: When navigating the product, students should not encounter moving, blinking, scrolling, or auto-updating information. There are a few places where animations occur as part of a preload phase, and we do not currently indicate that progress is happening.
2.3.1 Three Flashes or Below Threshold (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: When navigating the product, students should not encounter any content that flashes more than three times in any one second period.
2.4.1 Bypass Blocks (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software) – Does not apply to non-web software	Web: Partially Supports	Web: Students can bypass the navigation during skills practice, but they cannot currently bypass repeated content when navigating throughout the site.
2.4.2 Page Titled (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	IXL includes titles for all pages that describe the topic or purpose.
2.4.3 Focus Order (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: Focusable components on IXL pages receive focus in an order that preserves meaning and operability.

Criteria	Conformance Level	Remarks and Explanations
2.4.4 Link Purpose (In Context) (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: The purpose of links on IXL can be determined from the link text alone.
2.5.1 Pointer Gestures (Level A 2.1) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	
2.5.2 Pointer Cancellation (Level A 2.1) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	
2.5.3 Label in Name (Level A 2.1) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	
2.5.4 Motion Actuation (Level A 2.1) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Not Applicable	IXL does not contain any functionality that can be operated using device motion.
3.1.1 Language of Page (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: The default human language of each page on IXL can be programmatically determined.

Criteria	Conformance Level	Remarks and Explanations
3.2.1 On Focus (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: When any component on IXL receives focus, it does not initiate a change of context.
3.2.2 On Input (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: Students will not initiate a change of context upon changing the setting of any user interface component.
3.3.1 Error Identification (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Partially Supports	Web: In most cases, IXL identifies errors and describes them to students in text.
3.3.2 Labels or Instructions (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Partially Supports	Web: In most cases, IXL provides students with sufficient labeling or instructions when content requires user input.
4.1.1 Parsing (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: HTML elements on IXL have complete start and end tags, are nested according to their specifications, do not contain duplicate attributes, and any IDs are unique.
4.1.2 Name, Role, Value (Level A) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: The name, role, and value of user interface components that students engage with can be identified programmatically. This holds true for website navigation and the majority of common question types like multiple choice text, multiple choice images, text input, and simple drag and drop questions. More complex question types like graphing are not supported at this time, and we

Criteria	Conformance Level	Remarks and Explanations
		are working to review and expand this coverage over time.

Table 2: Success Criteria, Level AA

Criteria	Conformance Level	Remarks and Explanations
<u>1.2.4 Captions (Live)</u> (Level AA) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Not Applicable	Web: IXL does not offer students any live audio content.
<u>1.2.5 Audio Description (Prerecorded)</u> (Level AA) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Does Not Support	Web: Audio description is currently not provided for instructional videos appearing in IXL skills.
<u>1.3.4 Orientation</u> (Level AA 2.1) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: IXL does not restrict content to a single display orientation.
<u>1.3.5 Identify Input Purpose</u> (Level AA 2.1) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Partially Supports	Web: The purpose of most input fields on IXL can be programmatically determined. There may be some exceptions in older parts of the product. We audit these and roll out updates on a continual basis.
<u>1.4.3 Contrast (Minimum)</u> (Level AA) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Partially Supports	Web: On some IXL pages where students are engaging with essential components, the color contrast ratio for at least some components does not meet 4.5 : 1. IXL is investigating options to improve color contrast.

Criteria	Conformance Level	Remarks and Explanations
1.4.4 Resize text (Level AA) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Partially Supports	Web: In most cases on IXL, text can be resized without assistive technology up to 200 percent without loss of content or functionality.
1.4.5 Images of Text (Level AA) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: Students should not encounter images of text used to convey information rather than text outside of the logo or other text where a particular presentation is essential.
1.4.10 Reflow (Level AA 2.1) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	
1.4.11 Non-text Contrast (Level AA 2.1) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: The vast majority of user interface components and graphical objects that students engage with have a contrast ratio of at least 3:1. There may be minor exceptions and we constantly review the student experience to find ways to improve contrast.
1.4.12 Text Spacing (Level AA 2.1) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	
1.4.13 Content on Hover or Focus (Level AA 2.1) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	
2.4.5 Multiple Ways (Level AA) Also applies to: Revised Section 508	Web: Supports	Web: Users can navigate IXL using the search bar, the primary navigation at the top of the page, or the site map in the footer.

Criteria	Conformance Level	Remarks and Explanations
• 501 (Web)(Software) – Does not apply to non-web software		
2.4.6 Headings and Labels (Level AA) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Partially Supports	Web: In most cases where IXL provides headers and labels for content, they describe the topic or purpose.
2.4.7 Focus Visible (Level AA) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Partially Supports	Web: In most cases when students navigate IXL with a keyboard interface, a keyboard focus indicator is visible.
3.1.2 Language of Parts (Level AA) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Partially Supports	Web: IXL is available in six different languages, and within each edition, all pages are marked with the appropriate language tag. There are three different locations where users can change their edition, and the names of those editions appear in their native languages. The human language of each passage or phrase in those sections can't currently be programmatically determined.
3.2.3 Consistent Navigation (Level AA) Also applies to: Revised Section 508 • 501 (Web)(Software) – Does not apply to non-web software	Web: Supports	Web: IXL has a consistent location for its search bar, main navigation and sub navigation on every page.
3.2.4 Consistent Identification (Level AA) Also applies to: Revised Section 508 • 501 (Web)(Software) – Does not apply to non-web software	Web: Partially Supports	Web: In most places, components on IXL that have the same functionality within a set of pages are identified consistently.
3.3.3 Error Suggestion (Level AA) Also applies to: Revised Section 508	Web: Partially Supports	Web: In most cases, IXL identifies input errors as they happen and provides in-line validation that instructs users what input is required.

Criteria	Conformance Level	Remarks and Explanations
• 501 (Web)(Software)		
3.3.4 Error Prevention (Legal, Financial, Data) (Level AA) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Supports	Web: When users submit, modify, or delete user controllable data on IXL, those submissions should either be reversible, checked, or confirmed.
4.1.3 Status Messages (Level AA 2.1) Also applies to: Revised Section 508 • 501 (Web)(Software)	Web: Does Not Support	Status messages are not used widely on IXL and most pages do not change context without receiving focus. One notable area that is currently not supported is correct and incorrect feedback on submitting an answer during skill practice. We are currently investigating this issue and expect to release an update soon.

Table 3: Success Criteria, Level AAA

Notes: We have not yet evaluated IXL at the AAA level.

Legal Disclaimer (Company)

The foregoing VPAT is provided on a good-faith basis based on IXL's current understanding of the compliance of the IXL Service with the standards and criteria set forth above. This VPAT was created by IXL employees based on their knowledge of the WCAG standards and the IXL Service. This VPAT does not reflect a comprehensive audit of the IXL Service or an expert opinion regarding the accessibility of the IXL Service. Accordingly, this documentation is provided "AS-IS" without any warranty or guarantee. If any suspected errors are found in this documentation, please promptly contact IXL so that we may investigate.

Exhibit E

Poudre School District Tech Services Insurance Requirements

Insurance. Provider, at its expense, shall purchase and maintain in effect at all times throughout the duration of the Agreement, all insurance requirements and limits as set forth below. Policies providing such limits of coverage via a primary policy plus an umbrella or following form excess policy will be satisfactory. All insurance shall be written by a carrier legally authorized to write such insurance in the state of Colorado provided the carrier has a current A.M. Best rating of A- VII or higher. All policies shall be primary and non-contributory with any insurance maintained by additional insureds. Insurance and/or self-insurance carried by the District is excess of the coverage extended to the District by Provider. Provider shall provide at least thirty (30) days' advance written notice to the District prior to cancellation, change of coverage, or non-renewal. The insurance requirements specified in this section 11 shall not reduce the indemnification liability that Provider has assumed in section 12.

Provider shall furnish the District with certificates of the required insurance prior to the District's approval and signing of this Agreement, and with renewal certificates prior to the expiration of any required insurance that expires during the term of this Agreement. Such certificates shall specifically state the inclusion, or the coverages and the provisions set forth herein and shall state whether the coverage is written on a "claims made" or "per occurrence" basis. For any policies written on a "claims made" basis, the necessary retroactive dates and extended reporting periods shall be procured to maintain such continuous coverage. Receipt, review, or acceptance by the District of any insurance policies or certificates of insurance required by this Agreement shall not be construed as a waiver or relieve the Provider from its obligation to meet the insurance requirements contained herein. Memorandums of Insurance will not be accepted. Certificates of insurance must be sent to: COI@psdschools.org.

Commercial General Liability

Minimum Limits

- Each Occurrence Bodily Injury & Property Damage \$1,000,000
- General Aggregate \$2,000,000
- Coverage must be written on an "occurrence" basis.
- Poudre School District R-1 and its elected officials, employees, agents, and volunteers shall be named as an additional insured or covered as an additional insured by way of a blanket endorsement and shall be insured to the full limits of liability purchased by the Provider even if those limits of liability are in excess of those required by this Agreement.

Technology Errors & Omissions and Network Security & Privacy

Minimum Limits

- Per Loss \$1,000,000
- Aggregate \$3,000,000
- Liability extends for a period of three (3) years beginning at the time work under this Agreement is completed. Provider shall maintain continuous coverage, as required by the Agreement, for this period.

If the services include collecting, receiving and/or storing Personal Identifiable Information (PII), the insurance must also provide coverage for:

- Liability arising from theft, dissemination and/or use of confidential information (defined term including but not limited to bank account, credit card account, personal information such as name, address, social security numbers, etc. information) stored or transmitted in electronic form.
- Network Security Liability arising from the unauthorized access to, use of or tampering with computer systems including hacker attacks, inability of an authorized third party to gain access to Provider's services including denial of service, unless caused by a mechanical or electrical failure.
- Liability arising from the introduction of a computer virus into, or otherwise causing damage to, a District or third person's computer, computer system, network, or similar computer related property and the data, software, and programs thereon.

Second Amendment ONLY- IXL - 2025-2026 - Final - Vendor Signed

Final Audit Report

2025-04-09

Created:	2025-04-08
By:	Becky Hall (rehall@psdschools.org)
Status:	Signed
Transaction ID:	CBJCHBCAABAABHAScBaI8_HfUoQQZ5d9hEexXdYC1ON5L

"Second Amendment ONLY- IXL - 2025-2026 - Final - Vendor Signed" History

-  Document created by Becky Hall (rehall@psdschools.org)
2025-04-08 - 10:13:15 PM GMT- IP address: 164.104.6.135
-  Document emailed to Julie Chaplain (jchaplain@psdschools.org) for signature
2025-04-08 - 10:14:19 PM GMT
-  Email viewed by Julie Chaplain (jchaplain@psdschools.org)
2025-04-09 - 0:37:50 AM GMT- IP address: 104.47.59.254
-  Document e-signed by Julie Chaplain (jchaplain@psdschools.org)
Signature Date: 2025-04-09 - 0:38:09 AM GMT - Time Source: server- IP address: 164.104.10.1
-  Document emailed to Dave Montoya (davem@psdschools.org) for signature
2025-04-09 - 0:38:13 AM GMT
-  Email viewed by Dave Montoya (davem@psdschools.org)
2025-04-09 - 1:25:21 AM GMT- IP address: 164.104.10.1
-  Document e-signed by Dave Montoya (davem@psdschools.org)
Signature Date: 2025-04-09 - 1:25:44 AM GMT - Time Source: server- IP address: 164.104.10.1
-  Agreement completed.
2025-04-09 - 1:25:44 AM GMT