

This privacy notice for California residents supplements the information contained in the Privacy Policy for the CME/CE and applies solely to our users who are residents of the State of California (“consumers” or “you”) in relation to your use of each CME/CE Site, which is owned by a subsidiary of Jobson Healthcare Information LLC (“JHI”). We refer to the CME/CE Sites, along with the information and services made available to you through the CME/CE Sites as the “Services.”

We adopt this notice to comply with the California Consumer Privacy Act of 2018 (“CCPA”) and other California privacy laws. Any terms defined in our Privacy Policy or in the CCPA have the same meaning when used in this notice.

Information we collect.

We have collected the following categories of information from consumers within the last twelve (12) months:

Category	Examples	Collected
A. Identifiers.	A real name, alias, postal address, unique personal identifier, online identifier, Internet Protocol address, email address, account name, Social Security number, driver's license number, passport number, or other similar identifiers.	Yes
B. Personal information listed under Cal. Civ. Code § 1798.80(e).	A name, signature, Social Security number, physical characteristics or description, address, telephone number, passport number, driver's license or state identification card number, insurance policy number, education, employment, employment history, bank account number, credit card number, debit card number, or any other financial information, medical information, or health insurance information. Some personal information included in this category may overlap with other categories.	Yes
C. Protected classification characteristics under California or federal law.	Age (40 years or older), race, color, ancestry, national origin, citizenship, religion or creed, marital status, medical condition, physical or mental disability, sex (including gender, gender identity, gender expression, pregnancy or childbirth and related medical conditions), sexual orientation, veteran or military status, genetic information (including familial genetic information).	No
D. Commercial Information.	Records of personal property, products or services purchased, obtained, or considered, or other purchasing or consuming histories or tendencies.	Yes
E. Biometric Information.	Genetic, physiological, behavioral, and biological characteristics, or activity patterns used to extract a	No

	template or other identifier or identifying information, such as, fingerprints, faceprints, and voiceprints, iris or retina scans, keystroke, gait, or other physical patterns, and sleep, health, or exercise data.	
F. Internet or other similar network activity.	Browsing history, search history, information on a consumer's interaction with a website, application, or advertisement.	Yes
G. Geolocation data.	Physical location or movements.	No
H. Sensory data.	Audio, electronic, visual, thermal, olfactory, or similar information.	No
I. Professional or employment-related information.	Current or past job history or performance evaluations.	Yes
J. Non-public education information.	Education records directly related to a student maintained by an educational institution or party acting on its behalf, such as grades, transcripts, class lists, student schedules, student identification codes, student financial information, or student disciplinary records.	No
K. Inferences drawn from other personal information.	Profile reflecting a person's preferences, characteristics, psychological trends, predispositions, behavior, attitudes, intelligence, abilities, and aptitudes.	No

Certain information that we collect identifies, relates to, describes, references, is capable of being associated with, or could reasonably be linked, directly or indirectly, with a particular consumer or household ("personal information").

Personal information does not include:

- Publicly available information from government records.
- De-identified or aggregated consumer information.
- Information excluded from the CCPA's scope, such as:
 - health or medical information covered by the Health Insurance Portability and Accountability Act of 1996 (HIPAA) and the California Confidentiality of Medical Information Act (CMIA) or clinical trial data; or
 - personal information covered by certain sector-specific privacy laws, including the Fair Credit Reporting Act (FCRA), the Gramm-Leach-Bliley Act (GLBA) or California Financial Information Privacy Act (FIPA), and the Driver's Privacy Protection Act of 1994.

If a Covered Site is not listed or covered below in this section of this Privacy Policy, then no personal information will be collected on that Covered Site unless you email or "contact" that Covered Site.

Personal information collected on the 20/20 Site

When you sign up to take a CE Activity test, you are asked to create a CE learner profile that includes your name (first, middle, last), professional title, address, phone, e-mail, as well as the numbers, states and expiration dates of your licenses. If you are an optometrist, we may also ask you for your OE tracker number. You also may be asked for a credit card, but when you provide that information, you will be redirected to the site of our third-party credit-card processor, and the collection, use and disclosure of your personal information on that site will be governed by the privacy policy on the site of that company.

Personal information collected on the CMEU Site

If you participate in a CME/CE Activity on the CMEU Site and you want to claim credit, you will be asked for your name, street address, telephone number(s), e-mail address, profession and specialty. You also may be asked for (i) your NPI number if you are participating in a CME/CE Activity related to a federally mandated Risk Evaluation and Mitigation Strategy ("REMS") for which participant tracking is required by the U.S. Food and Drug Administration ("FDA"), or (ii) your unique NABP e-profile ID ("e-PID"). If you are claiming ACPE credit, we ask you for your month/day of birth. You also may be asked for a credit card, but when you provide that information, you will be redirected to the site of our third-party credit-card processor, and the collection, use and disclosure of your personal information on that site will be governed by the privacy policy on the site of that company.

Personal information collected on the ICPME Site

When you create an account on the ICPME Site, you are asked for your name, street address, telephone number(s), e-mail address, profession and specialty. If you purchase a CME/CE Activity, we also ask you for a credit card, but when you provide that credit-card information, you will be redirected to the site of our third-party credit-card processor, and the collection, use and disclosure of your personal information on that site will be governed by the privacy policy on the site of that company.

Personal information collected on the Power-Pak Site

When you sign up to take a CME/CE Activity on the Power-Pak Site, you create a "CE student profile" that includes your name (first, middle, last), address, phone, and e-mail and your NPI#. If you are licensed in Florida, we also ask you for the numbers, states and expiration dates of your licenses for tracking by the Florida Board of Pharmacy's "CE Broker" system. If you are a member of NABP, we ask you also for your NABP e-PID and your birth date and month. You also may be asked for a credit card, but when you provide that information, you will be redirected to the site of our third-party credit-card processor, and the collection, use and disclosure of your personal information on that site will be governed by the privacy policy on the site of that company.

Personal information collected on the RGVCE Site

If you came to the RGVCE Site from the Review of Optometry® site, then when you sign up to

take CE Activities, you create a "CE student profile" that includes your name (first, middle, last), address, phone, and e-mail, as well as the numbers, states and expiration dates of your licenses and your NPI#. You also may be asked for a credit card, but when you provide that information, you will be redirected to the site of our third-party credit-card processor, and the collection, use and disclosure of your personal information on that site will be governed by the privacy policy on the site of that company.

If you came to the RGVCE Site from the Review of Ophthalmology® site, and you click on the link to a particular CME Activity that is offered by a third party, you will be taken to the site of the third-party company that offers that CME/CE Activity, and the collection, use and disclosure of your personal information on that site will be governed by the privacy policy on the site of that company. If you click on the link to a CME Activity that is offered by RGVCE itself, then you will remain on the RGVCE Site and the collection, use and disclosure of your personal information will be governed by our Privacy Policy.

Categories of sources from which information is collected.

As described in our Privacy Policy, we may obtain the categories of personal information listed above from the following categories of sources:

- Directly from you, such as when you sign up to take a CME/CE Activity test.
- Indirectly from you, such as information we may collect in the course of providing the Services.
- Directly and indirectly from your activity on our CME/CE Sites, as described above.
- From third parties that interact with us in connection with the Services as described below.

Use of personal information collected on the Covered Sites

Personal information included in each of the categories A, B, D, F, and I described above may be used for each of the following business purposes:

- *Grading and certificates.* JHI will use your personal information to grade the post-test of any CME/CE Activity in which you participate and to create a certificate of completion documenting your participation in that CME/CE Activity that you can download. If JHI uses a third-party company to provide those services, JHI will give your name, street address, e-mail address, profession and specialty to that company for that purpose only. If you are a member of NABP, the third party will notify NABP through CPE Monitor that you passed the test but will identify you only by your e-PID and your birth month and date (mm/dd).
- *Credit card processing.* All credit card transactions related to the Services are conducted by a third-party credit card processing vendor, who processes the transaction and advises the owner of the CME/CE Site if the charge has been authorized or rejected. Credit-card information is not stored on any CME/CE Site and cannot be accessed by the staff of the CME/CE Site.
- *User verification/match.* Occasionally, JHI will use your street address for user

verification and matching.

- *Notification of other CME/CE Activities.* The owner of each CME/CE Site, either directly or through JHI, may use your personal information to send you information by email, text or mail about other CME/CE Activities that are being offered by the owner of that CME/CE Site or by third parties that are providers or education partners/joint providers of CME/CE Activities on that CME/CE Site ("Provider/Partners").
- *Notification about other healthcare goods and services.* The owner of each CME/CE Site, either directly or through JHI, may use your personal information to send you information by email, text or mail about other healthcare-related goods and services that the owner of that CME/CE Site, its affiliates, and/or other organizations are offering.

Sharing your personal information.

The following applies to personal information collected on all Covered Sites except for the My Frame Gallery portion of the Frames Data[®] Site, since personal information that is collected there is used, stored and shared exclusively by each user's ECP.

Personal information disclosed for a business purpose

We may disclose your personal information for a business purpose to the following categories of third parties and under the following circumstances:

- *Service Providers.* The owner of each CME/CE Site and/or JHI may provide your personal information to Service Providers who work on behalf of that CME/CE Site or help JHI operate that CME/CE Site and conduct the different activities conducted through and in connection with that CME/CE Site. Examples of such Service Providers include vendors and suppliers that provide us with technology, services and/or content for sending email, analyzing the operation of the CME/CE Sites and data generated by user activity, research, providing advertising and marketing assistance, and providing customer service, as well as our third-party credit card processing vendor as mentioned above. These Service Providers' access to your personal information is limited to the information reasonably necessary to perform their limited functions.
- *Accrediting and certifying organizations.* The owner of each CME/CE Site may report your participation and share your personal information with the organizations that are authorized to accredit organizations that provide the CME/CE Activities on that CME/CE Site, including, but not limited to, the Accreditation Council for Continuing Medical Education (ACCME), the Accreditation Council for Pharmacy Education (ACPE), the American Nurses Credentialing Center's Commission on Accreditation, the Council on Optometric Practitioner Education (COPE), the American Registry of Radiologic Technologists (ARRT), American Board of Opticians (ABO), the National Contact Lens Education (NCLE), and the Florida Board of Pharmacy.
- *Commercial supporters.* On occasion, the commercial supporter of a CME/CE Activity (the "Supporter") will ask the owner of a CME/CE Site for a list of the people who participated in that CME/CE Activity, in order to comply with applicable laws or

document the first level of outcomes-based evaluation in CME/CE (i.e., the profile of the learners who participated, a summary of which medical specialties/practices were represented, how this compares to the target audience, and whether the CME/CE Activity needs to be repeated because significant numbers of the target audience did not participate). If the Supporter requires information to document the first level of outcomes-based evaluation, the owner of that CME/CE Site or JHI will provide the Supporter with a summary of the learner profile that participated in the activity, but CME/CE Site will not provide the Supporter with your personal information. If the Supporter requests information to comply with applicable laws, and in particular, the federal "Sunshine Act," the owner of the CME/CE Site will provide your first, middle and last name, your street address, and the fact that you participated in a particular CME/CE Activity.

- *Provider/partners.* On occasion, a Provider/Partner will request for recordkeeping purposes a list of the people who participated in a particular CME/CE Activity that the Provider/Partner prepared or certified for credit. In response to such a request, the owner of the CME/CE Site that provided that particular CME/CE Activity, or JHI, on its behalf, will provide the Provider/Partner with the name, street address, e-mail address, profession and specialty of each person who participated in that CME/CE Activity.
- *Affiliates and others.* The owner of each CME/CE Site may provide your personal information to its affiliates and others who may use it to send you information about goods and services in the optical and healthcare industries.
- *Other CME/CE providers.* The owner of any CME/CE Site on which you participate in a CME/CE Activity may share your personal information with third parties who offer CME/CE Activities.
- *Merge/purge providers.* The owner of any CME/CE Site and/or one of JHI's other affiliates may send a list that includes your e-mail address and/or your street address to a third-party agency, vendor or client for a merge/purge operation.
- *Safety.* The owner of any CME/CE Site may disclose your personal information to protect the safety, rights, or property of the public, any person, the owner of such CME/CE Site or JHI; to investigate, prevent, or otherwise address suspected fraud, harassment or other violations of any law, rule or regulation; to detect, prevent or otherwise address security or technical issues; or as the owner of such CME/CE Site and/or JHI believes is required by law, regulation, or legal process.

In the preceding twelve (12) months, we may have disclosed personal information included in categories A, B, D, F, and I for each business purpose described above depending on your use of the Services described herein.

Personal information "sold" to third parties

We do not sell your personal information as defined under the CCPA, and we do not sell the personal information of consumers that we know are minors under 16 years of age.

Your rights.

The CCPA provides California consumers with specific rights regarding their personal information. This section describes your CCPA rights and explains how to exercise those rights.

Access to specific information and data portability rights

You have the right to request that we disclose certain information to you about our collection and use of your personal information over the past 12 months. Once we receive and confirm your verifiable consumer request, we will disclose to you:

- the categories of personal information we collected about you.
- the categories of sources for the personal information we collected about you.
- our business or commercial purpose for collecting or selling that personal information.
- the categories of third parties with whom we share that personal information.
- the specific pieces of personal information we collected about you (also called a data portability request).
- if we sold or disclosed your personal information for a business purpose, two separate lists disclosing:
 - sales, identifying the personal information categories that each category of recipient purchased; and
 - disclosures for a business purpose, identifying the personal information categories that each category of recipient obtained.

You may only make a verifiable consumer request for access or data portability twice within a 12-month period.

Deletion rights

You have the right to request that we delete any of your personal information that we collected from you and retained, subject to certain exceptions. Once we receive and confirm your verifiable consumer request, we will delete (and direct our service providers to delete) your personal information from our records, unless an exception applies.

We may deny your deletion request if retaining the information is necessary for us or our service providers to:

- complete the transaction for which we collected the personal information, provide a good or service that you requested, take actions reasonably anticipated within the context of our ongoing business relationship with you, or otherwise perform our contract with you.
- detect security incidents, protect against malicious, deceptive, fraudulent, or illegal activity, or prosecute those responsible for such activities.
- debug products to identify and repair errors that impair existing intended functionality.
- exercise free speech, ensure the right of another consumer to exercise their free speech rights, or exercise another right provided for by law.
- comply with the California Electronic Communications Privacy Act (Cal. Penal Code § 1546 seq.).
- engage in public or peer-reviewed scientific, historical, or statistical research in the public interest that adheres to all other applicable ethics and privacy laws, when the information's deletion may likely render impossible or seriously impair the research's achievement, if you previously provided informed consent.

- enable solely internal uses that are reasonably aligned with consumer expectations based on your relationship with us.
- comply with a legal obligation.
- make other internal and lawful uses of that information that are compatible with the context in which you provided it.

Exercising access, data portability and deletion rights

To exercise the access, data portability and deletion rights described above, please submit a request to us by either:

- Calling us at (866) 967-1430.
- Clicking [here](#).

By calling the toll-free number or using the above form, you will be asked to provide certain identifying information, such as name, email, residency and date of birth, which we will only use to process or verify your request. You will be asked to validate your request by clicking a validation link in an email that will be sent to the email address provided.

The verifiable consumer request must:

- Provide sufficient information that allows us to reasonably verify you are the person about whom we collected personal information or an authorized representative.
- Describe your request with sufficient detail that allows us to properly understand, evaluate, and respond to it.

If you are exercising your right to access, portability or deletion, you may be asked to provide further verifying documentation, such as proof of residency and identity.

Only you or a person registered with the California Secretary of State that you authorize to act on your behalf, may make a verifiable consumer request related to your personal information. You may also make a verifiable consumer request on behalf of your minor child. If you are making a request through an authorized agent acting on your behalf, such authorized agent must provide proof of written authorization to do so, and you must verify your identity directly with us, unless such authorized agent provides proof of a power of attorney pursuant to Probate Code sections 4000 to 4465.

We cannot respond to your request or provide you with personal information if we cannot verify your identity or authority to make the request and confirm the personal information relates to you. Making a verifiable consumer request does not require you to create an account with us. We will only use personal information provided in a verifiable consumer request to verify the requestor's identity or authority to make the request.

Response Timing and Format.

We endeavor to respond to a verifiable consumer request within 45 days of its receipt. If we require more time (up to 90 days), we will inform you of the reason and extension period in writing. Any disclosures we provide will cover a period of no less than 12 months preceding the

receipt of a verifiable consumer request. The response we provide will also explain the reasons we cannot comply with a request, if applicable. For data portability requests, we will select a format to provide your personal information that is readily useable and should allow you to transmit the information from one entity to another entity without hindrance.

We do not charge a fee to process or respond to your verifiable consumer request unless it is excessive, repetitive, or manifestly unfounded. If we determine that the request warrants a fee, we will tell you why we made that decision and provide you with a cost estimate before completing your request.

Non-Discrimination.

We will not discriminate against you for exercising any of your CCPA rights. Unless permitted by the CCPA, we will not:

- Deny you goods or services.
- Charge you different prices or rates for goods or services, including through granting discounts or other benefits, or imposing penalties.
- Provide you a different level or quality of goods or services.
- Suggest that you may receive a different price or rate for goods or services or a different level or quality of goods or services.

We may provide a different level of Services if the difference is reasonably related to value provided by your data.

Changes to this privacy notice.

We reserve the right to change or modify this privacy notice and any of our Services at any time and any changes will be effective upon being posted unless we advise otherwise. By continuing to use the Services after changes are made to this privacy notice, you agree to such changes. We encourage you to periodically review this privacy notice for the latest information on our privacy practices.

Contact information.

For questions about this privacy notice and how your personal information may be collected, stored, used, and shared, please contact our Privacy Office by email at chiefprivacyofficer@jhihealth.com or calling us at (866) 967-1430.

Effective Date: January 1, 2020