



# Online Privacy Statement

Effective: January 01,2020

Online Privacy Statement / Version: 200101dlb



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## I. Scope

Effective Date: 01/01/2020

This Privacy Statement ("Privacy Statement") applies to the webpages, mobile applications, features, widgets, online services, electronic mail, and related content (collectively, the "Site") owned, operated, or controlled by National Energy Management Institute Committee ("NEMIC") (collectively, "NEMIC" or which may be referred to as "we", "us", and "our"), as well as any information NEMIC collects offline in connection with our services or programs.

NEMIC is a privacy conscious organization and your trust is paramount to us. This Privacy Statement discloses our information-treatment practices, from what type of information we gather and track about Site users to how we collect, use, process, share, or transfer such information. This Privacy Statement also describes the choices available to you regarding the use of, your access to, and how to update and correct your information. This Privacy Statement does not apply to any site that does not display or link to this Privacy Statement or that has its own privacy statement. You should read this Privacy Statement.

By accessing or continuing to use this Site, you consent to the information collection, use, and disclosure practices described in this Privacy Statement and to the content of our [Terms of Use](#). Unless otherwise expressly stated and to the extent permissible by law, if you reside outside the United States and continue to use the Site, you understand and agree that your information may be processed in the United States where laws regarding processing of information may be less stringent than the laws in your country.

This Privacy Statement may be supplemented or amended from time to time at our discretion. When we make such changes to this Privacy Statement, we will adhere to Notification of Privacy Statement Changes' below. We encourage you to periodically review this Privacy Statement. By accessing or continuing to use the Site after we post any such changes, you consent to accept this Privacy Statement as modified.

If you have questions regarding this Privacy Statement or you want to let us know about our Site or marketing permissions, please [Contact Us](#).

## II. Personal Information Types We Collect

We collect information that identifies you as a specific individual (e.g., our program participants and Website users) and can be used to contact or identify you. This information may consist of, but is not limited to, your name, email address, home address, account numbers, telephone number, or any other information required to provide our services and programs or to carry out a transaction you have requested (collectively "Personal Information"). We will always try to give individuals appropriate notice of what data will be collected and how it will be used. We only will process that data if we consider it fair and lawful to do so.



### III. Collection of Personal Information

This site collects information about you in two ways:

1. Information You Voluntarily Provide to Us
2. Information Collected Automatically

#### 1. INFORMATION YOU VOLUNTARILY PROVIDE TO US

You may choose to give us Personal Information directly in a variety of situations. For example, you may give us your Personal Information by:

- submitting an online or contact form through the Site;
- sending an email to us requesting information;
- registering for the Sites;
- following a link from an NEMIC email address to a feature on the Site.

If we collect Personal Information from you at any other time on the Site, we will either link to this Privacy Statement, link to our other applicable privacy statements, or state that Personal Information is being collected at that time and it is always a voluntary submission. Due to the open nature of the Internet, NEMIC requests that you do not send us unsolicited proprietary or other confidential information through the Site.

#### 2. INFORMATION COLLECTED AUTOMATICALLY

We also may collect information through the use of various technologies to enhance your experience on the Site. For example, when you visit our Site, we may automatically log certain information that your browser sends us, such as your IP address, browser type and language, access time, and referring website addresses (“Automated Non-Identifiable Data”). We may collect information about the pages you view within our Site and other actions you take while visiting us. We may use such technologies to determine whether you've opened an email or clicked on a link contained in an email. For details regarding the technologies we employ, see Cookies, Web Beacon and Other Technologies below.

### IV. Use of Personal Information

We may use your Personal Information to:

- communicate with you;
- process an acceptance;
- maintain records of acceptance, testimony performed by you or your employer
- audit acceptance testing forms and process;
- facilitate you conducting business with us;



- protect the rights or property of NEMIC, our business partners, suppliers, clients, or others when we have reasonable grounds to believe that such rights or property have been or could be affected; or
- disclose your Personal Information as required by law and when we believe that disclosure is necessary to protect our rights, or the rights of others, or to comply with a judicial proceeding, court order, or legal process served on the Site.

NEMIC and its trusted business partners, agents, subcontractors, or third-party vendors only uses Personal Information for purposes consistent with this Privacy Statement.

## V. Disclaimers

### 1. Legal Disclosure

Please be aware that in certain circumstances, your Personal Information may be subject to disclosure to government agencies pursuant to judicial proceeding, court order, or legal process. We also may share your information to protect the rights or property of NEMIC, our business partners or alliances, suppliers or clients, and others when we have reasonable grounds to believe that such rights or property have been or could be affected.

NEMIC will disclose Personal Information or the content of an email message, without notice to you, to law enforcement, government officials, or other investigative personnel if we determine it is required to do so by law. NEMIC also may disclose such information based on its good-faith belief that such action is necessary to:

- Conform to the edicts of the law or comply with legal process served on NEMIC;
- Protect and defend the rights or property of NEMIC or enforce our Terms of Use; or
- Act under exigent circumstances to protect the rights, property, or safety of users of our Site, the public, or NEMIC.

## VI. Personal Information Accuracy, Privacy, and Security

We intend to maintain Personal Information accuracy, completeness current status, and security. In the event of changes in your Personal Information, you may inform us to make sure that our information is up-to-date.

We implement commercially reasonable physical, administrative and technical safeguards to help us protect the confidentiality, security, and integrity of your Personal Information and prevent the loss, misuse, unauthorized access, unauthorized interception, or information alteration. For example, NEMIC takes appropriate measures to make sure that the Personal Information that you provide is stored on computer servers in controlled, secure environments.



In some instances, NEMIC contracts with third-party vendors for website hosting and data storage, which may include Personal Information. These third-party vendors are required to implement security measures and are subject to contractual prohibitions on selling or sharing any Personal Information. When Personal Information is transmitted to other websites, it is protected by encryption software, such as the Secure Socket Layer (SSL) protocol.

Your choice to disclose Personal Information in an email submission or online form is voluntary. Unfortunately, no data transmission over the Internet is 100% secure. While we strive to protect your Personal Information, we cannot ensure or warranty the security of any such Personal Information or fully ensure that your private communications and other Personal Information will not be inadvertently disclosed to third parties by NEMIC or its business partners, agents, subcontractors, or other third-party vendors. Although we take commercially-reasonable precautions to maintain the security of the Site and other NEMIC Sites and servers, third parties may unlawfully intercept or access transmissions or private communications or unlawfully access our database.

## VII. Cookies, Web Beacon, and Other Technology

As mentioned above, we may collect information from your visits to the Site to help us gather statistics about usage and effectiveness, personalize your experience, and tailor our interactions with you. We do so through the use of various automated technologies, including scripts, tags, Local Shared Objects (Flash cookies), Local Storage (HTML5) beacons, and one most commonly used called "cookies" that over time provide valuable insight to help improve your experience as a visitor or user.

### 1. Cookies

Cookies are text files containing small amounts of information which are downloaded to your computer or mobile device when you visit a website. Cookies cannot be used to run programs or deliver viruses to your computer. However, by remembering you and your preferences, you don't have to give the same information, such as a username/password or registration form, again during your session or on subsequent visits to the Site. Cookies are then sent back to the originating website on each subsequent visit, or to another website that recognizes that cookie. Cookies are useful because they allow a website to recognize a user's device. Cookies are uniquely assigned to you and can only be read by a web server in the domain that issued the cookie to you. You can find more information about cookies at: [www.allaboutcookies.org](http://www.allaboutcookies.org). If you choose to decline cookies, you may not be able to experience fully the Site you visit.



NEMIC studies Automated Non-Identifiable Data in our Internet-access logs at both an aggregate and individual level to help us tailor content toward our needs. For instance, to

determine the usefulness of a particular Site feature, we may analyze collective traffic to a portion of the Site. This collective data contains no Personal Information and is used to help us operate and enhance our Sites and services. Some of our business partners also use cookies when you interact with sections of the Site, which are hosted by these third-party vendors. We have no access to or control over these cookies.

Cookies perform many different jobs. Some are "necessary" because they are required to make the website perform properly. Other cookies are "functional" and are used to improve the way the website functions for you. The majority of our cookies are "first-party," meaning that they are set by the same website where they are read. Third-party cookies are set and read by contracted vendors that provide services to NEMIC, such as web analytics or online advertising. A list of cookies on the Site and the purposes for which such cookies are used are set out below. By using the Site, you agree that we can place cookies and other similar technologies on your device as explained below. Please bear in mind that current "Do Not Track" initiatives are not recognized by our Sites. Please, however, follow the steps under the below Your Rights section if you would like to decline cookies. If you have any queries about these cookies or would like more information about them, please [Contact Us](#).

## 2. Web beacons and other technologies

We also may include Web beacons (including conversion pixels) or other technologies in marketing e-mail messages or our newsletters to determine whether you have opened messages, clicked links, or implemented similar actions. Web beacons do not place information on your device but may work in conjunction with cookies to monitor website activity and the information on cookies above also applies to Web beacons and similar technologies. Conversion pixels are small codes located on a particular Web page which are triggered when someone visits a page resulting in an increase in the conversion count.

Please bear in mind that you cannot remove or block Web beacons or personalized URLs, since they form part of the content of Web pages and emails rather than placing information on your device. But, since they work in conjunction with cookies, turning off cookies will prevent any Web beacons from tracking your user activity on the Site. Web beacons will still account for an anonymous visit, but your unique information will not be recorded.

Some of our business partners or alliances may set Web beacons and cookies on the Site. In addition, third-party social media buttons may log certain information such as your IP address,



browser type and language, access time, and referring website addresses, and, if you are logged in to those social media sites, they may also link such collected information with your profile information on that site. We do not control third-party tracking technologies.

## VIII. Notification of Privacy Statement Changes

We may, from time to time, amend this Privacy Statement. The “Effective Date” reference at the top of this page indicates when we last revised this Privacy Statement, and any changes to this Privacy Statement will become effective when we post the revised Privacy Statement on the Site. Your continued use of our Site or engagement in the Interactions after we implement such changes also will constitute your affirmative consent to the revised Privacy Statement.

## IX. Retention

We will retain and use your Personal Information as necessary to satisfy the business purposes of the Site, fulfill your requests or inquiries, provide services, or comply with our legal obligations, resolve disputes, and enforce our agreements.

## X. Children's Online Privacy Protection

NEMIC is committed to protecting children's privacy online. The Site is not intentionally designed for or directed at children under the age of 13. In accordance with the Children's Online Privacy Protection Act of 1998 (COPPA), NEMIC will not intentionally collect, maintain, or distribute information about anyone under 13 years of age. If we become aware that we have inadvertently received Personal Information from a user under the age of 13, we will delete these data from our records.

## XI. Your Rights

### U.S. Domestic and International Residents

**General.** You may, at any time, exercise your right to decline to supply certain information while using the Site. Please bear in mind, in that case, you may not be able to access certain content or participate in some features on the Site. If you tell us that you do not want us to use your information to make further contact with you beyond fulfilling your request, we will respect your wishes. You are entitled to know whether we hold Personal Information about you and, if we do, to have access to that Personal Information and require it to be corrected if it is inaccurate. We generally do not make decisions by purely automatic means, but if we do, you have the right to





object. If we are going to use your Personal Information in a manner different from that stated at the time of collection, we will notify you, and you will have a choice as to whether we can use your Personal Information in such a way.

**Marketing.** You may, at any time, exercise your right to prevent us from sharing marketing materials with you by checking certain boxes on our forms, utilizing the unsubscribe or opt-out mechanisms in the emails we send you, indicating so when we call you, or sending an email to: [administrator@attcp.org](mailto:administrator@attcp.org) In such cases, we will retain minimum Personal Information to note that you opted out in order to avoid contacting you again.

If you have subscribed to one or more of our newsletters or receive information from NEMIC via email or postal mail and would like to modify or cancel these mailings, please follow the instructions in the mailing, send an email to: [administrator@attcp.org](mailto:administrator@attcp.org) or use the [Contact Us](#) form on the Site. For best results, please forward a copy of the mailing you received from NEMIC.

**Cookies.** If you want to remove existing cookies from your device, you can implement those steps by using your browser options. If you want to block future cookies being placed on your device, you can change your browser settings to do this. When you review your browser settings or options, you can identify the NEMIC cookies in the name. Unless you have adjusted your browser settings to block cookies, our system will issue cookies as soon as you visit the Site or click a link in a targeted email we have sent you, even if you have previously deleted our cookies. Please bear in mind that deleting and blocking cookies will have an impact on your user experience as parts of the Site may no longer work. For more information on managing cookies, see [www.allaboutcookies.org/manage-cookies](http://www.allaboutcookies.org/manage-cookies).

**California Residents.** California Civil Code Section 1798.83, also known as the "Shine The Light" law, permits our Site visitors who are California residents to request and obtain from us once a year, free of charge, details about their Personal Information (if any) that we disclosed to third parties for direct marketing purposes in the preceding calendar year. If applicable, this information would include a list of the categories of Personal Information that were shared and the names and addresses of all third parties with which we shared information in the immediately preceding calendar year.

## XII. Privacy Questions and Access

You can exercise any of your rights by [Contacting Us](#) or submitting any requests regarding exercising your rights in writing to: [administrator@attcp.org](mailto:administrator@attcp.org) or by postal mail to: Administrator NEMIC, 8403 Arlington Blvd., Suite 100, Fairfax, VA 22031.