

PERSONAL INFORMATION PRIVACY LAW (“PIPL”) PRIVACY NOTICE

The University of Delaware (the “University,” “we,” “us,” or “our”) is committed to respecting and protecting the privacy rights of persons in the People’s Republic of China (“PRC”) consistent with the PRC’s Personal Information Protection Law (“PIPL”). The PIPL Privacy Notice applies to natural persons located in the PRC. For the purposes of the PIPL Privacy Notice, “PRC” shall refer to the continental landmass under the direct control of the PRC, including the islands of Hainan Province and five major autonomous regions (e.g., Tibet, Inner Mongolia, Xinjiang, Ningxia and Guangxi), but excluding the Hong Kong Special Autonomous Region (SAR), Macao SAR and Taiwan.

WHEN THIS PIPL PRIVACY NOTICE APPLIES. This PIPL Privacy Notice applies if:

1. You are a “Person” or “Data Subject” (meaning a natural person, not a corporation, partnership, or other legal entity) *and* the University handles your Personal Information, defined below, inside the borders of the PRC; or
2. You are physically located in the PRC, *and* the University handles your Personal Information outside the borders of the PRC to provide you goods or services, analyze or assess your activities, or comply with other circumstances as provided by laws or administrative regulations.

WHAT INFORMATION THIS PIPL PRIVACY NOTICE COVERS. This PIPL Privacy Notice addresses how the University obtains and uses your Personal Information. “Personal Information” means any information relating to an identified or identifiable natural person, not including information after anonymization handling. For the purposes of PIPL, “anonymization” refers to the process of Personal Information undergoing handling to make it impossible to distinguish specific natural persons and impossible to restore.

If you are located outside the PRC and you provide your Personal Information to the University outside the PRC, this PIPL Privacy Notice does not apply.

The University processes an array of general categories of Personal Information as follows:

<ul style="list-style-type: none">• names;• addresses;• telephone numbers;• email addresses;• identification numbers including but not limited to social security numbers, Resident Identity Cards, driver’s license numbers, University identification numbers, and personal identification numbers (PINs);• usernames;• passwords;• demographic information;• education history and transcripts;• entrance exam scores;• background check information;	<ul style="list-style-type: none">• transaction histories;• business information;• passport and visa information;• work histories; medical histories;• donation histories;• insurance information;• military service;• IP addresses;• location information;• device information;• metadata;• education records including but not limited to coursework, correspondence, evaluations, disciplinary complaints, and other records, and files maintained by the
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<ul style="list-style-type: none"> • personal references; • financial information including but not limited to credit and debit card numbers, tax information, tax identification numbers (TINs), and financial aid information; 	<ul style="list-style-type: none"> • University as part of the educational process; • any requests for accommodations or leave; • and other information to support the purposes set forth below.
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The University requires Personal Information only when necessary and for the purposes and legal basis explained in this PIPL Privacy Notice as listed below.

In some cases, and as identified below, the University may need to request Sensitive Personal Information. “Sensitive Personal Information” is a special type of Personal Information that, if leaked or used illegally, could cause harm to a person’s dignity or grave harm to personal or property security. Examples of Sensitive Personal Information include but are not limited to:

- Biometric characteristics;
- Religious beliefs;
- Specially-designated status;
- Medical health-related information;
- Financial accounts;
- Individual location tracking; and
- Personal Information concerning minors under the age of 14.

The University will only process Sensitive Personal Information when necessary for a specific purpose and will take strict protective measures to ensure the security of the information obtained. Before the University processes your Sensitive Personal Information, the University will ask for your separate consent.

WHY THE UNIVERSITY PROCESSES PERSONAL INFORMATION. The reasons why the University processes your Personal Information and the legal bases for the processing include:

Reason	Legal Basis
To help the University learn more about you and your interests	Consent
To help you learn more about and/or apply for the University and its programs by giving you access to or sending you relevant information about university programs and events	Consent
To respond to requests for information about admission to the University or about participating in online courses or other programs at the University	Consent
To recruit, evaluate, and manage persons who apply to the University for admission, take courses	Necessary to fulfill statutory duties or statutory obligations or necessary for the conclusion or

at the University, participate in programs offered by the University, or attend the University, either in person or online, and to perform related activities needed to foster and maintain these relationships	performance of a contract where you are an interested party
To operate and facilitate the registration and participation in online and in-person education programs, including those relating to professional licensing requirements	Necessary to fulfill statutory duties or statutory obligations or necessary for the conclusion or performance of a contract where you are an interested party
To evaluate applications for and administer financial aid, including reporting to relevant federal and state government agencies	Necessary to fulfill statutory duties or statutory obligations
To facilitate application for and sponsoring of visas to study, work and/or research at the University, including all functions necessary to comply with applicable immigration laws	Necessary to fulfill statutory duties or statutory obligations
To assign housing and facilitate housing requests for individuals studying or participating in programs at or through the University	Necessary for the conclusion or performance of a contract where you are an interested party
To conduct study abroad programs offered by or coordinated through the University	Necessary for the conclusion or performance of a contract where you are an interested party
To provide on-campus and distance learning information technology and other services to students, including network, authentication and help desk services	Necessary for the conclusion or performance of a contract where you are an interested party
To respond to an individual's request for records relating to an individual's time at the University, such as transcripts, tax documents, employment documents, etc.	Necessary for the conclusion or performance of a contract where you are an interested party or conduct human resources management according to lawfully formulated labor rules and structures and lawfully concluded collective contracts
To engage the services of an independent contractor and all uses incident to that engagement	Necessary for the conclusion or performance of a contract where you are an interested party or conduct human resources management according to lawfully formulated labor rules and structures and lawfully concluded collective contracts
To employ persons to work for the University and all uses incident to that engagement including but not limited to evaluation and management of employees and administration of employee benefits	Necessary for the conclusion or performance of a contract where you are an interested party or conduct human resources management according to lawfully formulated labor rules and structures and lawfully concluded collective contracts

To conduct transactions and business with individuals, such as processing payments made by credit card to the University and payments made by the University to you	Necessary for the conclusion or performance of a contract where you are an interested party
To host and allow individuals to attend and participate in University events, including educational, artistic, and sports camps and sporting events	Necessary for the conclusion or performance of a contract where you are an interested party or Consent
To facilitate review and evaluation of University programs, including academic, sports, and other programs, by the University, accrediting organizations, government entities, third-party ranking organizations, and other appropriate bodies	Necessary to fulfill statutory duties or statutory obligations
To evaluate usage of University websites and emails, improve website and email utility, enhance the website visitor experience, and improve University marketing efforts	Consent
To promote safety, integrity, and security of the University's information technology systems	Necessary to fulfill statutory duties or statutory obligations
To protect the University community, including you, and to keep its members safe wherever they are located	Necessary to fulfill statutory duties or statutory obligations
To report salary data to social security or tax authorities and otherwise comply with applicable laws	Necessary to fulfill statutory duties or statutory obligations or conduct human resources management according to lawfully formulated labor rules and structures and lawfully concluded collective contracts
To allow individuals to visit University facilities	Necessary for the conclusion or performance of a contract where you are an interested party or Consent
To facilitate and administer the reservation and use by individuals of University facilities	Necessary for the conclusion or performance of a contract where you are an interested party
To facilitate the use of volunteers and to evaluate and manage individuals who volunteer to assist the University in any capacity, and to perform related activities required to foster and maintain these relationships	Necessary for the conclusion or performance of a contract where you are an interested party or Consent

To respond to subpoenas, court orders, agency requests, and other legal requests for records relating to an individual's time at the University, such as transcripts, tax documents, employment documents, etc.	Necessary to fulfill statutory duties or statutory obligations
To engage third parties to collect sums owing to the University or to otherwise take action to collect outstanding debt from an individual	Necessary for the conclusion or performance of a contract where you are an interested party
To respond to proper requests for information as required by the Delaware Freedom of Information Act and the U.S. federal Freedom of Information Act	Necessary to fulfill statutory duties or statutory obligations
To stay connected with University alumni	Consent
To allow and facilitate individuals to perform research at or with the University	Necessary for the conclusion or performance of a contract where you are an interested party
To comply with federal and state law	Necessary to fulfill statutory duties or statutory obligations
To utilize individuals as subjects of research performed at or through the University, and to perform related activities required to foster and maintain this relationship	Consent
To facilitate the provision of medical treatment and the filing of claims for payment from insurance companies and/or government agencies	Consent or necessary to respond to sudden public health incidents or protect natural persons' lives and health, or the security of their property, under emergency conditions.
To raise funds to support the University and its programs	Consent
To facilitate employee donations to the University	Consent
To assist members of the University community with educational and professional placement opportunities	Consent

HOW THE UNIVERSITY RECEIVES YOUR PERSONAL INFORMATION. The University obtains your Personal Information from you and from third parties.

You provide the University with your Personal Information when you visit University websites, apply for or attend University classes or programs, apply for or take online courses with the University, apply for financial aid or University housing, complete surveys or forms sponsored by the University, participate in

University research studies, participate in work for the University at a location in the PRC, seek assistance from the University to further your education or your professional career, attend events sponsored by the University, or otherwise interact with the University.

In some cases, the University may receive your Personal Information from third parties. Examples include college entrance exam scores received from testing agencies; college applications received from organizations that provide university admissions applications; online course registration information received from third parties that administer online courses; financial aid information from government agencies or commercial financial institutions; background information received from companies conducting export control screening or checks to support working with minors or employment with the University; and companies and partner institutions abroad to facilitate study or work at the University by international students and scholars.

WHO PROCESSES OR RECEIVES YOUR PERSONAL INFORMATION. Your Personal Information may be processed by University trustees and employees, including faculty, researchers, medical professionals, financial aid counselors, human resources professionals, law enforcement officers, and others, as may be necessary to carry out the purposes for processing the information and the activities of the University.

The University may share your Personal Information with University Related Organizations, such as the University of Delaware Alumni Association. "University Related Organizations" are entities established for the purpose of assisting the University in the accomplishment of its educational objectives.

The University may also share your Personal Information with third parties, such as:

- educational platform providers and course partners to further the purposes for processing the information and the activities of the University;
- U.S. and foreign government entities to fulfill regulatory obligations (e.g., visa processing, tax and social security payments) and to facilitate access to funding sources (e.g., financial aid);
- partner institutions to facilitate study abroad and research activities;
- service providers to facilitate the full range of University functions (e.g., cloud storage, software);
- potential employers to assist with job placement;
- partners and agents located in the PRC to facilitate study or work at the University by international students and scholars; and
- vendors to provide services related to your affiliation with the University (e.g., print diplomas, arrange housing) and to improve University outreach efforts.

Please note that the University may provide anonymized data developed from Personal Information to third parties, such as government entities and research collaborators, and that such anonymized data is outside the scope of this PIPL Privacy Notice.

HOW LONG THE UNIVERSITY KEEPS YOUR PERSONAL INFORMATION. The University retains Personal Information in accordance with applicable law. Records retention schedules for many types of University records specify the appropriate retention periods. <https://sites.udel.edu/generalcounsel/policies/records-retention-policy/>

YOUR RIGHTS AS A DATA SUBJECT. As a Data Subject pursuant to the PIPL, you have certain rights. Articles 15 and 44 through 50 of the PIPL provide greater detail regarding these rights.

Please note: Nothing in this PIPL Privacy Notice is intended by the University to waive any defenses or immunities afforded by any or all U.S. federal laws, Delaware state laws, PRC law, or international law.

1. Right to know and make decisions about the processing of your Personal Information, and the right to limit or refuse the handling of your Personal Information by others, unless otherwise provided for by law. If the purpose or method of processing your Personal Information or the type of Personal Information or who has access to your Personal Information changes, you will be notified and asked to re-consent to the change(s).
2. Right to consult or copy your Personal Information, except when it is necessary for the University to maintain confidentiality or when otherwise provided for by applicable law. The University will respond to your requests to consult or copy your Personal Information in a timely manner.
3. Right to request that the University transfer your Personal Information to another personal information handler. If the University is permitted to make the transfer under applicable law, the University will facilitate the transfer.
4. Right to request that the University correct any inaccurate Personal Information that it maintains about you. You also have the right to request that the University complete any incomplete Personal Information that it maintains about you, which could be accomplished by incorporating a supplementary statement that you submit. If the University concurs that the Personal Information is incorrect or incomplete, the University will correct or complete it in a timely manner.
5. Right to request the deletion of Personal Information that the University maintains about you in certain circumstances. These circumstances are identified in Article 47 of the PIPL and include that the Personal Information is no longer necessary in relation to the purpose(s) for which it was collected.

Subject to applicable U.S. federal and state law and University policies, including but not limited to the University of Delaware Privacy Statement and University records retention schedules, and if there are no overriding legitimate grounds for the University to retain the Personal Information, the University will comply with deletion requests meeting the requirements of applicable law. For the avoidance of doubt, where deletion has been requested but is technically hard to realize, the University shall cease processing the Personal Information other than for storage and taking necessary security protective measures.

6. Right to request that the University explain to you the Personal Information handling rules.
7. Right to withdraw consent at any time if the basis for processing your Personal Information is consent. Upon receipt of your notice withdrawing consent, and if there are no other legal grounds for the processing, the University will stop processing the Personal Information unless the processing is necessary for the establishment, exercise, or defense of legal claims or is otherwise permitted by applicable law. Revoking consent does not affect the lawfulness of processing that occurred before the revocation.

Your refusal to provide consent or your subsequent withdrawal of consent will not impact your ability to access University goods and/or services, to the extent such goods and/or services are

applicable to you. However, it may prevent provision of University goods and services that are dependent on such a consent.

8. Right to file a lawsuit in a court of competent jurisdiction according to the law if the University rejects your request to exercise your rights.

HOW TO EXERCISE YOUR RIGHTS. To exercise any of your rights with the University, except the right to file a lawsuit in a court of competent jurisdiction, you should submit your request to the University of Delaware, Chief Privacy Officer:

Email: PrivacyOfficer@udel.edu

Telephone: 302-831-7263

Address: Office of General Counsel
Attn: Chief Privacy Officer
112 HULLIHEN HALL
NEWARK, DE 19716

At that time, you will be asked to (i) identify yourself; (ii) provide information to support that the PIPL applies to you as explained in this PIPL Privacy Notice; (iii) identify the specific information or data that you are concerned about; and (iv) state what right(s) you wish to exercise.

To expedite processing your request, please identify the data collection location (e.g., the website where your Personal Information was collected), if known.

In the event of a death, the next of kin of a deceased natural person may exercise the rights of an individual provided in this PIPL Privacy Notice, such as the right of consulting, copying, correcting, and or deleting Personal Information of the deceased as detailed above, except where the deceased natural person has arranged otherwise before his/her death.

If your request to exercise your rights under PIPL is rejected, the University will explain the reason.

UNIVERSITY RESPONSE TO REQUESTS FOR PERSONAL INFORMATION. In addition to the rights provided by the PIPL, you may also have rights with respect to your Personal Information pursuant to U.S. federal law, state law, and University policy. When you submit a request to the University to exercise your rights, the University will respond in accordance with existing University policies and procedures that implement the relevant privacy law(s). These include, but are not limited to, policies pertaining to student education records and policies pertaining to certain health records maintained by the University.

EXISTENCE OF AUTOMATED INDIVIDUAL DECISION-MAKING. The University, in conjunction with University Related Organizations such as the University of Delaware Alumni Association, uses automated decision-making, including profiling, to help identify prospective supporters of the University and its activities. The logic takes an all-factor approach to assessing a possible donor's propensity to support the University and may result in a prospective donor being contacted to explore support opportunities. For the purposes of the PIPL, "automated decision-making" refers to the activity of using computer programs to automatically analyze or assess personal behaviors, habits, interests, or hobbies, or financial, health, credit, or other status, and then to make decisions based on the analysis of such information.

You will not be subject to a decision having a major influence on your rights and interests based solely on automated processing, including profiling, unless you explicitly consent.

TRANSFER OF PERSONAL INFORMATION OUTSIDE THE PRC. With limited exceptions, the University is based in the U.S. and is subject to U.S. and Delaware law. Personal Information that you provide to the University will generally be hosted on U.S. servers. To the extent that the University needs to transfer your information either (a) from the PRC to the U.S. or another country or (b) from the U.S. to another country other than the PRC, the University will do so consistent with applicable law governing such transfers. To support such transfers, the University will generally enter into a contract containing certain standard terms to clearly establish the rights and responsibilities of the parties to the transfer.

In addition, to the extent the following information is not included in this PIPL Privacy Notice, the University will notify you of the of the name and contact information of the overseas recipient, the purpose of the transfer and method of processing, the type of Personal Information involved, and how you can exercise your rights. The University will also obtain your separate consent to the transfer unless such separate consent is not required by applicable law.

CONTACT THE PERSONAL INFORMATION HANDLER. The University is the personal information handler. If you have any questions about anything contained in this PIPL Privacy Notice, please contact the University of Delaware Chief Privacy Officer:

Email: PrivacyOfficer@udel.edu

Telephone: 302-831-7263

Address: Office of General Counsel
Attn: Chief Privacy Officer
112 Hullahen Hall
Newark, DE 19716

UPDATES TO SUPPLEMENTAL PIPL PRIVACY NOTICE. The University may update this PIPL Privacy Notice from time to time. Any changes will become effective upon posting of the revised PIPL Privacy Notice.