



ABP Corporate Policy

Privacy Policy

INTRODUCTION

Welcome to the American Board of Pediatrics (“ABP,” “we,” or “us”). We are committed to respecting your privacy and to protecting any information you provide to us.

The purpose of this Privacy Policy is to describe what data we collect, why we collect it, how we use it, and why it **may be** shared with third parties. Our goal is to assure you that we respect your privacy and your information will be handled appropriately according to the terms of this policy.

As a convenience, we may provide links to third-party websites that provide additional information. We do not control, nor are we responsible for, the privacy policies or practices of any other website, and you agree to use these links at your own risk. If you navigate to a third-party website from the ABP’s website, any email sent to you by or on behalf of the ABP, or any ABP Solutions (as defined below), we strongly encourage you to review and become familiar with that third-party website’s own privacy policy and statements.

Please note that your use of our website is also subject to our [Terms of Use](#). Please read this Privacy Policy carefully to understand our policies and practices regarding your information and how we will treat it. We may update this Privacy Policy from time to time. Your continued use of the website and any portals, software, or electronic solutions (collectively, “ABP Solutions”) made available by the ABP after we revise this Privacy Policy means you accept those changes, so please check the policy periodically for updates. You may be presented with additional privacy notices when you use specific ABP Solutions.

INFORMATION WE MAY COLLECT

Personal Information: We require that physicians provide certain personally identifiable information, including name, mailing address, email address, phone number, date of birth, gender, race and ethnicity, government-issued identification numbers, education, and professional background information (“Personal Information”). We use this Personal Information to identify and communicate with physicians. Education and professional background information are used to determine eligibility and qualifications for certification. Gender is used to assist with the identification of the physician, and to assess the diversity of the pediatric workforce. By providing your data to us, whether through registrations, surveys, forms, or otherwise, physicians consent to our use of their data in accordance with this Privacy Policy. Physicians may make limited changes to their Personal Information at any time by visiting our website, clicking the “Log In” button at the top right corner, and accessing their personal “Portfolio Landing” page.

Training Information: We require that program directors and program coordinators provide certain Personal Information regarding themselves, including name, mailing address, email address, date of birth, and title. In addition, program directors and program coordinators provide Personal Information of residents and fellows within their training programs which includes date of birth, gender, last four digits of the Social Security or Social Insurance number, training qualifications, participation in activities, and credentialing information. We use this information to track residents’ and fellows’ training, administer in-training examinations, grant access and award credit for activities completed by residents, and credential residents and fellows for certification examinations. Program directors and program coordinators may make changes to their Personal



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Information at any time by visiting the Program Portal through the ABP website, then accessing the “Manage Profiles” page.

Survey Information: We may include brief surveys during the examination application process, enrollment into the Maintenance of Certification program, and at the end of some exams that collect information like practice patterns, educational debt, and race and ethnicity. Race and ethnicity are used to assess the diversity of the pediatric workforce. In addition, we may survey trainees and physicians directly concerning specific topics and feedback on their interaction with our customer support team. This information is used for our internal business purposes, to inform and improve our programs, and also to anticipate trends in the pediatric workforce.

Financial Information: When physicians pay an examination fee or Maintenance of Certification enrollment fee via our website or when program directors or program coordinators pay for In-training examinations given by their programs, certain financial information, such as credit card numbers, credit card expiration dates, and billing addresses, are used to charge the physician or the program. Credit card information is passed to our credit card processing vendor, and the credit card number, security code, and expiration date are not retained by us.

Automatically-Collected Information: As individuals navigate through our website, we may collect and store anonymous information about them using various technologies such as cookies, Internet tags, advertising pixels, and navigational data. “Cookies” are tiny alphanumeric identifiers that are stored on your computer and allow us to adjust the website to meet your personal browsing preferences. If the browser is set to refuse cookies, access to the private, secured section of our website will not be provided. Google Analytics is also used to collect information about the website, such as how often users visit the website, what pages they visit, and what other sites they used prior to coming to the website. To learn more about how Google collects and uses data when you visit the website, please visit www.google.com/policies/privacy/partners/. Every time a site user requests or downloads a file from www.abp.org, we may store the IP address and data about these events in a log file. In addition, we may store data about problems encountered with our mobile apps in log files. We may use the information from third-party website tracking tools and log files to analyze trends to improve usability, to ensure established performance levels are achieved, to resolve a user’s problems by tracing historical movements, and to gather broad demographic information for aggregate use or for other business purposes.

Transactional Information. Individuals may provide additional, optional information when filling out forms on the website, submitting contact requests, or support requests through the website, by email, by phone, or through the ABP Solutions. Information a site user voluntarily provides also includes records and copies of an individual’s correspondence with us, the individual’s responses to surveys and questionnaires made available by us, and your search queries on the website.

Third-Party Information. When you use the website, ABP Solutions, or any content made available through the website or ABP Solutions, certain third parties may use automatic information collection technologies to collect information about you or your device. These third parties may include advertisers, ad networks, ad servers, analytics companies, your mobile device manufacturer, and/or your mobile service provider. These third parties may use tracking technologies to collect



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information about you when you use the ABP Solutions. The information they collect may be associated with your personal information or they may collect information, including personal information, about your online activities over time and across different websites, apps, and other online services websites. They may use this information to provide you with interest-based (behavioral) advertising or other targeted content. We do not control these third parties' tracking technologies or how they may be used. Third-party collection of your personal information is subject to the separate privacy policies of each applicable third party. If you have any questions about an advertisement or other targeted content, you should contact the responsible provider directly. We may receive any categories of personal information described in this Privacy Policy from other ABMS certifying boards (or, to a limited extent state medical boards) in connection with collaborative projects and testing initiated through joint-board efforts.

How Information is Used for Internal Business Purposes: The ABP may make information available to its employees, appointees, and contractors based upon their roles within the ABP for internal business purposes, including for the general purposes of: (a) tracking training of residents and fellows; (b) credentialing physicians for initial certification and continuing certification; (c) conducting the registration, administration, and scoring of examinations; (d) offering and recording the completion of certification and continuing certification activities approved by the ABP; (e) providing users with the website, ABP Solutions, and their contents, and any other information, products, or services that users may request from us; (f) fulfilling any specific purpose for which you provide the information (including, for example, responding to support inquiries submitted via the website, via email, or by phone); (g) giving you notices about your account, or credentials, including expiration and renewal notices; (h) carrying out our obligations and enforcing our rights arising from any contracts entered into between you and us, including for billing and collection; (i) carrying out our obligations and enforcing our rights arising from any contracts entered into between us and any third party from whom you have purchased or otherwise obtained products or services, or arising from arrangements between us and any other ABMS certifying board; (j) notifying you when updates to any ABP Solutions or procedures are available, and of changes to any programs, credentials, or other services we offer or provide; (k) researching, developing, improving, and promoting our products, services, and programs; (l) helping maintain the safety, security, and integrity of the website, ABP Solutions, and other technology assets; (m) estimating our audience size and usage patterns on the website; (n) storing information about your preferences, allowing us to customize the website and ABP Solutions according to your individual interests; and (n) speeding up your searches and recognizing you when you use the website or any ABP Solutions.

Release of Certification Status: We consider a physician's certification status, including the current status of the physician's participation in the ABP's Maintenance of Certification program and the physician's certification history, to be public information. We may publish on our website a physician's current and historical certification status, and we may disclose this information to third parties.

Release of Information to Third Parties for Internal Business Purposes: We generally regard all other information about individuals as private and confidential and will therefore typically use it only for our internal business purposes as described above. However, we may disclose personally-identifiable information to third parties in certain circumstances, including the following:



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1. Diplomate Data

We may share information regarding a diplomate's certification status, Personal Information, and educational information with the following organizations:

- American Board of Medical Specialties to maintain the accuracy of physician records for verification of board certification status;
- American Academy of Pediatrics to maintain the accuracy of physician records for verification of board certification status, and to provide Continuing Medical Education credit for activities created by the ABP;
- Federation of State Medical Boards to verify physicians' medical licenses;
- and with other third parties we determine to be reasonable and in the interest of the ABP to fulfill its mission and purposes.

2. Resident/Fellow Examination Scores and Summary Performance Evaluations

We release information regarding summary evaluations obtained through the resident and fellow tracking system, (including dates of training, credit provided for that training, final evaluation, and in-training exam scores) upon the request of a trainee/diplomate or the request of a training program that has accepted or is considering accepting a resident/fellow in transfer, or when we become aware that a resident/fellow has entered a new training program, either through the tracking and evaluation system transfer form or through other means of communication. We also provide residency/fellowship training directors the individual examination results for each of their residents/fellows on their in-training and certifying examinations.

3. Additional Data

For co-sponsored certifications with other ABMS member boards, where we are not the administrative board, we release information necessary for the administrative board to permit the physician to sit for an examination. For co-sponsoring certifications with other ABMS member boards, where we are the administrative board, we release Personal Information, exam administration information, aggregate score data, and quarterly performance data to the other ABMS medical boards necessary for the sponsoring or co-sponsoring boards to determine whether to provide certification to a physician. We release data to third parties in order to deliver examinations. We also release minimal data to outside organizations that provide ABP-approved self-assessments, Quality Improvement projects, Performance Improvement Modules (PIMs), or other activities in order for our residents, fellows, and physicians to access and receive credit for those modules or activities.

4. Electronic Communications

We may use third party companies to deliver electronic communications and surveys. In these circumstances, we will enter into commercially reasonable confidentiality agreements with these third parties to safeguard the information they transmit on our behalf.

5. General Business Purposes

In addition, we may disclose personal information and data related to your use of the website and the ABP Solutions to: (a) our affiliates; (b) our contractors, service providers, and other third



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parties we use to support our business (including IT hosting and support providers and data storage providers); (c) a buyer or other successor in the event of a merger, divestiture, restructuring, reorganization, dissolution, or other sale or transfer of some or all of the ABP's assets; (d) a third-party payment processor to facilitate transactions between you and us; (e) law enforcement and other third parties if we believe disclosure is necessary or appropriate to protect the rights, property, or safety of the ABP, any patients, or others; (f) other companies and organizations for the purposes of fraud protection and credit risk reduction; (g) third parties to market their products or services to you (but only if you have not opted out of these disclosures); or (h) law enforcement agencies, lawyers, and judges in order to comply with any court order, law, or legal process, including to respond to any government or regulatory request. We may disclose your personal information to other categories of third parties when you have consented to such disclosure.

Release of Performance Information for Other Purposes: We regard the results of an individual physician's examination(s), assessment(s), ABP-approved activity performance, and survey responses as private. However, the ABP may disclose and/or publish certain de-identified, individual level data or aggregate results in certain circumstances for 1) dissemination of ABP efforts to improve its programs which may include, but is not limited to, examination pass rates and training program pass rates; 2) pediatric workforce data to inform the broader pediatric community which may include, but is not limited to, aggregated analysis published in our annual workforce data book; or 3) for research/evaluation purposes. When a third party is involved in any of these circumstances, we will enter into commercially reasonable data sharing agreements requiring the third parties to safeguard the data. Similarly, we may share information with an Institutional Review Board to review research initiatives, if required.

Information Used for Exam Security Purposes: We collect and use the following information in order to prevent, detect, investigate, and remediate exam-related misconduct, such as cheating, fraud, deception, or collusion among exam participants.

1. Collection of Exam Data

When an individual uses examination software, such as the MOCA-Peds platform or a third-party examination platform, the ABP may receive the individual's response data (including response dates, response times, keystrokes, and answers to specific questions), location data at the time the individual accesses the examination software (which may include the individual's IP address), information about an individual's clicks, functions, and other actions taken within the software or on the device used to access the software, and information about the type of device used to access the examination software.

2. Collection of Testing Site Data

The ABP also collects the following information related to testing sites and exam administration: exam dates, individual and aggregate performance data, testing site data (such as the site location and scheduled exam times), and exam-day incident reports completed by proctors at each testing center (which may include videos).



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3. Combination With Existing Information

The ABP may combine the foregoing Exam Data and Testing Site Data with other information it has collected about an individual pursuant to the Personal Information, Training Information, and Survey Information sections described earlier in this Privacy Policy. This information is used to help the ABP evaluate whether an individual has cheated on an exam, provided a fraudulent identity at a testing site, colluded with other test-takers, or engaged in other exam-related misconduct.

4. Information Received from Third Parties

In response to suspected exam misconduct, the ABP may conduct an investigation into an individual based on interviews, publicly available information, internet searches, or third-party investigators. This information may be combined with other information described in this section to determine whether exam misconduct has occurred.

CONDITIONAL RELEASE OF INFORMATION

1. Misconduct

We reserve the right to disclose, and typically will disclose, information in our possession to appropriate investigators or entities (e.g., state medical boards, other credentialing bodies) and may make public information regarding any individual whom the ABP, in our sole and absolute discretion, suspects or determines has: (i) violated our rules, policies, procedures, or required competencies (e.g., codes of ethical behavior); (ii) engaged in misrepresentation or unprofessional behavior; (iii) had his/her diplomate status revoked or been otherwise disciplined; or (iv) demonstrated signs of impairment.

2. Court Order

We will disclose all relevant information in our possession for which we do not have a claim of legal privilege in response to a lawful subpoena, court order, or an authorized request by a government or regulatory entity.

3. Consent

We will release information not otherwise disclosed pursuant to this Privacy Policy to third parties upon the direction of and receipt of a signed or digitally-submitted authorization from the physician or individual for whom the information pertains.

4. Other

We may respond to research requests from individuals or organizations on a case-by-case basis. Other than as identified herein, we ordinarily do not disclose physician information to third parties, including contact information for marketing or outreach purposes. In the event we must disclose personally identifiable information in other circumstances, a reasonable effort will be made to notify the physician whose information is sought. If we transfer all or a portion of our operations or assets to another organization, we would contractually require the recipient to treat the transferred information in accordance with this Privacy Policy.

PROTECTION OF YOUR INFORMATION

We have put in place commercially reasonable physical, electronic, and managerial procedures to



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safeguard and secure the information that we collect. The ABP has established a Privacy Management Program, which is a comprehensive, organization-wide program that describes the philosophical and practical process for how we address the collection, use, retention, disposal, sharing, and protection practices of personally identifiable information within the organization and defines the security policies and practices that are taken to safeguard that information.

However, no security system is perfect. Thus, we cannot guarantee that information transmitted to us over the Internet will not be intercepted and therefore may not remain private.

Credit card processing activities and related technologies must comply with the Payment Card Industry Data Security Standard (PCI-DSS). We undergo regularly scheduled audits by an independent security firm to ensure our compliance with the PCI-DSS and other security standards. We will not otherwise share an individual's financial information with third parties for any other purpose except as required by law (such as complying with a subpoena or court order).

YOUR RIGHTS

You may exercise any of the rights described in this section by contacting us through the contact information provided at the end of this Privacy Policy. We may ask you to verify your identity before taking further action on your request.

As a preliminary matter, please note that due to our responsibility as a certifying board, we are obligated to maintain accurate records about our current and former trainees and physicians. Accordingly, there may be information you provide to us that we cannot amend or delete.

1. Managing Your Information

Through your account you can manage certain settings, such as to subscribe or unsubscribe to general ABP outreach information.

2. Rectification of Inaccurate or Incomplete Information

You have the right to ask us to correct inaccurate or incomplete Personal Information concerning you.

3. Data Access and Portability

In some jurisdictions, applicable law may entitle you to request copies of your Personal Information held by us. You may also be entitled to request copies of Personal Information that you have provided to us in a structured, commonly used, and machine-readable format and/or request us to transmit this information to another service provider (where technically feasible).

4. Objection to Processing

Where your Personal Information is processed for general ABP outreach purposes, you may, at any time, ask the ABP to cease processing your data for these outreach purposes.

USE OF WEBSITE BY CHILDREN

The website is not intended for children under the age of 18. We will not knowingly collect personally identifiable information via the website from visitors in this age group. If we learn we have collected



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or received personal information from a child under 18 without verification of parental consent, we will delete that information, unless applicable law otherwise permits us to retain and use the information in accordance with this Privacy Policy. If you believe we might have any information from or about a child under 18, please contact us at privacy@abpeds.org.

TRANSFER OF INFORMATION ACROSS INTERNATIONAL BOUNDARIES

When visiting our website or ABP Solutions from a country other than the United States, or while in the United States but connected to an overseas virtual protocol network (VPN), electronic communication will necessarily result in the transfer of information across international boundaries. By visiting our website and communicating electronically with us, you consent to these transfers. Notwithstanding the foregoing, you acknowledge and agree that we primarily intend for individuals located within the United States to access and use the website and ABP Solutions.

TRACKING

At this time, our website does not respond to web browser “do not track” signals. We may add this functionality in the future, and if we do, this Privacy Policy will be updated and a notice will be placed on the website. For now, third parties may collect personally identifiable information about your online activities over time and across different websites when you use our website.

FOR CALIFORNIA USERS ONLY

California Civil Code Section 1798.83 requires certain businesses to disclose, upon a written request, (i) a list of the kinds of personal information that the business has disclosed to third parties for direct marketing purposes during the preceding calendar year, and (ii) the names and addresses of all of the third parties that received personal information from the business for direct marketing purposes during the preceding calendar year. Businesses must respond to such requests within 30 days, but they are only obligated to respond to one request from a customer in a calendar year.

If you live in California, you may request this disclosure by sending an e-mail request to privacy@abpeds.org listing your name, address, and e-mail address. You must also specifically indicate the nature of your request by including the following language or language substantially similar to it: “I request that you send me your third-party information sharing disclosures as required by California Civil Code Section 1798.83.” Alternatively, you can mail your request to the following address: 111 Silver Cedar Court, Chapel Hill, NC 27514, ATTN: Operations Department.

HOW TO CONTACT THE ABP

Questions regarding this Privacy Policy should be directed to us by email to privacy@abpeds.org, by phone at (919) 929-0461, or by writing to the following address: 111 Silver Cedar Court, Chapel Hill, NC 27514, ATTN: Operations Department.