

# PRIVACY STATEMENT-CALIFORNIA

Effective date: January, 2023

This PRIVACY NOTICE FOR CALIFORNIA RESIDENTS supplements the information contained in the Privacy Policy Statement of Bell Bank and its divisions (collectively, “we,” “us,” or “our”) and applies solely to visitors, users, and others who reside in the State of California (“consumers” or “you”). We adopt this notice to comply with the California Consumer Privacy Act of 2018 (“CCPA”) and the amendments adopted under the California Privacy Rights Act of 2020 (CPRA), along with other California privacy laws. Any terms defined in the CCPA/CPRA have the same meaning when used in this notice.

## Information We Collect

We collect information that identifies, relates to, describes, references, is capable of being associated with, or could reasonably be linked, directly or indirectly, with a particular consumer or device (“personal information”). We will retain information collected in each category of personal information listed below no longer than required to comply with federal, state and local laws. In particular, we collect or have collected since January 1, 2022 the following categories of personal information from consumers:

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 in the California Customer Records statute (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, requests for leave of absence, veteran or military status, genetic information (including familial genetic information), AIDS/HIV; status as a victim of domestic violence, assault, or stalking; political	YES
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	An individual's physiological, biological or behavioral characteristics, including <b>information pertaining to an individual's deoxyribonucleic acid (DNA), that is used or is intended to be used</b> , singly or in combination with each other or with other identifying data, to establish individual identity. Biometric information includes, but is not limited to, imagery of the iris, retina, fingerprint, face, hand, palm, vein patterns, and voice recordings, from which an identifier template, such as a faceprint, a minutiae template, or a voiceprint, can be extracted, and keystroke patterns or rhythms, gait patterns or rhythms, and sleep, health, or exercise data that contain identifying information.	NO
F. Internet or other similar network activity.	Browsing history, search history, information on a consumer's interaction with an internet website application, or advertisement.	YES
G. Geolocation data.	Physical location or movements.	YES
H. Sensory data.	Audio, electronic, visual, thermal, olfactory, or similar information.	YES
I. Professional or employment-related information.	Current or past job history or performance evaluations.	YES

J. Non-public education information (per the Family Educational Rights and Privacy Act (20 U.S.C. Section 1232g, 34 C.F.R. Part 99)).	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.	YES
K. Inferences drawn from other personal information.	Profile reflecting a person's preferences, characteristics, psychological trends, predispositions, behavior, attitudes, intelligence, abilities, and aptitudes.	NO
L. Sensitive Personal Information	Social security number, driver's license, state identification card or passport number. An account log-in, financial account, debit card or credit card number in combination with any required security or access code, password, or credentials allowing access to an account. A precise geolocation, racial or ethnic origin, genetic data, religious or philosophical beliefs or union membership. The contents of an email, and text messages, unless the business is the intended recipient of the communication. The processing of biometric information to uniquely identify a consumer. Personal information collected and analyzed concerning a consumers health, sexual orientation or sex life.	YES

Personal information does not include:

- Publicly available information from government records or lawfully obtained, truthful information that is a matter of public concern made available to the general public by the consumer or from widely distributed media, or by the consumer.
- De-identified or aggregated consumer information.
- Information excluded from the CCPA's scope, like:
  - 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;
  - 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.

We obtain the categories of personal information listed above from the following categories of sources:

- Directly from you, for example on applications or other forms you complete on our website or in-person.
- Indirectly from you, for example from observing your interactions with our website.
- From information about your transactions with us, our affiliates, or others.
- From a consumer reporting agency and other service providers.
- Service providers, contractors or third parties that provide data to support activities such as fraud prevention, underwriting, and marketing. Examples may include internet service providers, social networks, advertising networks, and data analytics providers.

### Use of Personal Information

We may use or disclose the personal information we collect for one or more of the following business purposes:

- To fulfill or meet the reason for which the information is provided. For example, if you provide us with personal information in order for us to extend a loan or open an account, we will use that information to complete the transaction requested by you.
- To provide you with information, products or services that you request from us.
- To provide you with email alerts, event registrations and other notices concerning our products or services, or events or news, that may be of interest to you.

- To carry out our obligations and enforce our rights arising from any contracts entered into between you and us, including for billing and collections.
- To improve our website and present its contents to you including to repair errors that impair functionality.
- As necessary or appropriate to protect the rights, property or safety of us, our clients or others.
- To respond to law enforcement requests and as required by applicable law, court order, or governmental regulations.
- To provide you with support and to respond to your inquiries, including to investigate and address your concerns and monitor and improve our responses.
- As described to you when collecting your personal information or as otherwise set forth in the CCPA as amended by the CPRA.

We may not collect all of the examples of data listed in the categories listed above. We will not collect additional categories of personal information or use the personal information we collected for materially different, unrelated, or incompatible purposes without providing you notice.

### **Disclosure of Personal Information**

We may disclose your personal information to a service provider, contractor or third party for a business purpose. When we disclose personal information for a business purpose, we enter a contract that describes the purpose and requires the recipient to both keep that personal information confidential and not use it for any purpose except performing under the terms of the contract.

In the preceding twelve (12) months, we have disclosed the following categories of personal information for a business purpose:

- Category A: Identifiers.
- Category B: California Customer Records personal information categories.
- Category C: Protected classification characteristics under California or federal law.
- Category F: Internet or other similar network activity
- Category G: Geolocation data
- Category I: Professional or employment-related information.
- Category J: Non-public education information
- Category L: Sensitive Personal Information

We disclose your personal information for a business purpose, pursuant to our relationship with you, to the following categories of third parties:

- Our affiliates.
- Service providers and contractors
- Third parties to whom you or your agents authorize us to disclose your personal information in connection with products or services we provide to you.

In the preceding twelve (12) months, we have not sold, or shared for targeted advertising, any personal information.

We do not share the personal information of consumers under 16 years of age.

### **Your Rights and Choices**

The CCP as amended by the CPRA provide consumers (California residents) with specific rights regarding their personal information. This section describes your 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. 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, sharing or selling that personal information.
- The specific pieces of personal information we collected about you (also called a data portability request).
- Categories of personal information that we sold (if applicable) or disclosed about you for a business purpose and, for each category identified, the categories of third parties to whom we disclosed that particular category of personal information.
- Categories of third parties to whom the personal information was sold (if applicable) or disclosed for a business purpose

### ***Deletion Request 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 or contractors 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:

1. 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.
2. Detect security incidents, protect against malicious, deceptive, fraudulent, or illegal activity, or prosecute those responsible for such activities.
3. Debug products to identify and repair errors that impair existing intended functionality.
4. Exercise free speech, ensure the right of another consumer to exercise their free speech rights, or exercise another right provided for by law.
5. Comply with the California Electronic Communications Privacy Act (Cal. Penal Code § 1546 seq.).
6. 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.
7. Enable solely internal uses that are reasonably aligned with consumer expectations based on your relationship with us.
8. Comply with a legal obligation.
9. Make other internal and lawful uses of that information that are compatible with the context in which you provided it.

### ***Correction Requests***

You have the right to request that we correct any of your personal information that we collected and retain about you, subject to analysis of information you submit supporting the correction. Once we receive and confirm your verifiable consumer request, we will update any inaccurate personal information (and direct our service providers or contractors to correct) as required by the CCPA.

### ***Exercising Access, Data Portability, Deletion and Correction Rights***

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

- Calling us at 855-450-7990.
- Visiting <https://bellbank.allegiantech.com/cgi-bin/qwebcorporate.dll?idx=XNBW44>

Only you, or a person/registered legal entity acting as your authorized agent, 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.

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

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.

Once you submit your verifiable consumer request, we will verify your identity by matching the information you provided us with information in our systems. If you submit a request to know specific pieces of personal information, delete certain information or correct inaccurate information, in addition to verifying your identity with information we have on file, you also may be required to submit a signed declaration under penalty of perjury stating that you are the consumer whose personal information is the subject of the request.

There is certain information that we will not disclose to you. This information includes but is not limited to your Social Security number, driver's license number or other government-issued identification number, financial account number, any health insurance or medical identification number, an account password, security questions and answer, or unique biometric data generated from measurements or technical analysis of human characteristics

### **Authorized Agents**

You may authorize an agent to make an access or deletion request on your behalf. Your authorized agent may make a request on your behalf by contacting us at the toll-free number or website listed above. As part of our verification process, we may request that you provide your signed authorization to release information to the agent. Additionally, we may require you provide other documentation such as a power of attorney or legal conservatorship if applicable.

For a company or organization ("legal entity requestor") making a request on your behalf, we will ask you to provide proof that you have authorized the legal entity requestor to make the request.

### ***Response Timing and Format***

Once we receive your verifiable consumer request, we will confirm our receipt of your request within 10 business days and provide you with information about how we will process the request. We endeavor to respond to a verifiable consumer request within 45 calendar days of its receipt. If we require more time (up to 90 calendar days), we will inform you of the reason and extension period in writing. We will deliver our written response by mail or electronically, at your option. Any disclosures we provide will only cover the 12-month period preceding the verifiable consumer request's receipt. 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.

### **Changes to Our Privacy Notice**

We reserve the right to amend this privacy notice at our discretion and at any time. When we make changes to this privacy notice, we will post the updated notice on our website and will update the notice's effective date. Your continued use of our website following the posting of changes constitutes your acceptance of such changes.

### **Contact Information**

If you have any questions or comments about this notice, our Privacy Statement, the ways in which we collect and use your personal information, your choices and rights regarding such use, or wish to exercise your rights under California law, please do not hesitate to contact us at:

Phone: 855-450-7990

Website: <https://bellbank.allegiantech.com/cgi-bin/qwebcorporate.dll?idx=XNBW44>

### **California Do Not Track Disclosure**

Do Not Track is a privacy preference that users can set in their web browsers. When a user turns on the Do Not Track signal, the browser sends a message to websites requesting them not to track the user. At this time, we do not respond to Do Not Track browser settings or signals. For information about Do Not Track, please visit: [www.allaboutdnt.org](http://www.allaboutdnt.org)

