

*Physicians, Physician Administrators and Leaders,  
and Advanced Practice Clinicians*

**Addendum B**

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### SCOPE

This Addendum applies to all physicians, physician administrators and leaders, and advanced practice clinicians (employed and non-employed). These individuals have a duty of loyalty to CHI and CHI Entities and must report any perceived, potential or actual conflict of interest.

### DEFINITIONS

In addition to the definitions in CHI Governance Policy No. 1, *Conflicts of Interest* (COI Policy), employed and non-employed physicians and advanced practice clinicians should be aware of the following:

**Financial Conflict of Interest** means a financial interest that could directly or indirectly affect decisions regarding patient care and treatment choices. These interests include, but are not limited to:

- Employment or contractual relationships with any person or entity doing business with, or seeking to do business with CHI or a CHI Entity;
- Ownership interests in any entity doing business with, or seeking to do business with CHI or a CHI Entity (see definition of Material Financial Interest in the COI Policy);
- Service as an officer, trustee or director of an entity doing business with, or seeking to do business with CHI or a CHI Entity;
- Any personal or business arrangement entered into as a result of access to confidential information gained through a physician's or advanced practice clinician's relationship to CHI or a CHI Entity;
- Acceptance of any gifts, entertainment, loans, favors or other benefits, with a value that will, or has the potential to, influence the physician's or advanced practice clinician's decision-making, from any person or entity doing business with, or seeking to do business with CHI or a CHI Entity (see also CHI Corporate Responsibility Policy No. 1, *Gifts and Payments from Business Sources; Employee Arrangements with Business Sources* (Gifts Policy));
- Certain compensation arrangements with Manufacturers (as defined below); and
- An immediate family member (as defined in the COI Policy) to whom any of the above apply.

**Manufacturers** means a Group Purchasing Organization (GPO), or pharmaceutical, medical supply or medical device company that does or that seeks to do business with CHI or a CHI Entity, whose products or services are or may be used by the physician or advanced practice clinician in providing

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services to or for CHI or a CHI Entity, or whose payments or items of value when given to a physician is reportable under the Physician Payment Sunshine Act.

**Physician Payment Sunshine Act (42 CFR § 402-403)** requires applicable manufacturers of drugs, medical devices and biologics along with GPOs to report certain payments and items of value given to physicians. Manufacturers and GPOs are required to furnish this information to the Centers for Medicare and Medicaid Services (CMS). CMS will collect the information and publish it on a public website. CHI may search the CMS public website for payments subject to the Physician Payment Sunshine Act to verify the accuracy of the information disclosed by a physician.

### **ADDITIONAL CONSIDERATIONS**

In addition to the procedures outlined in the COI Policy, examples of conditions, safeguards, or restrictions that may be implemented include, but are not limited to the following:

- Review of the arrangement by the CHI Arrangements Review Group, as defined in the Gifts Policy;
- Divestiture of the relevant financial interest or severance of outside relationships with the entity or individual posing the conflict;
- Modification of the physician's or advanced practice clinician's responsibilities, including suspension of patient care activity; and
- Requirement that the financial conflict of interest be disclosed to patients.

### **Maintaining Documentation and Providing Requestors Information**

Conflict of Interest disclosures, other documentation used in the review of such statements, and related records shall be maintained in the Conflict of Interest software for a minimum of three (3) years following the date of initial disclosure or until any relevant government, criminal, or civil proceeding has concluded.

### **Penalties for Violation of the Conflicts of Interest Policy and the Provisions of the Relevant Addenda**

A Person who fails to disclose a perceived, potential or actual conflict of interest, or all material facts surrounding an actual or potential conflict, or fails to abide by the final decision regarding the conflict as required by this Policy and relevant addenda, may be subject to disciplinary or corrective actions

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such as employment termination, removal from a board or committee, possible loss or restriction of clinical privileges, or restriction of research activities in accordance with applicable laws, regulations, rules, contracts, and bylaws, etc.