



**Conflict of Interest Annual Disclosure - Appendix B: Specific Activity**

<b>Approved Date:</b> 04/01/2020	<b>Effective Date:</b> 04/01/2020	<b>Review Date:</b> 04/01/2023
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**Scope:**

<b>Prisma Health-Midlands</b>		<b>Prisma Health-Upstate</b>	
X	Prisma Health Baptist Hospital	X	Prisma Health Greenville Memorial Hospital
X	Prisma Health Baptist Parkridge Hospital	X	Prisma Health Greer Memorial Hospital
X	Prisma Health Richland Hospital	X	Prisma Health Hillcrest Hospital
X	Prisma Health Tuomey Hospital	X	Prisma Health Laurens County Hospital
X	Prisma Health Children’s Hospital-Midlands	X	Prisma Health Oconee Memorial Hospital
X	Prisma Health Heart Hospital	X	Prisma Health North Greenville Hospital
X	PH USC Medical Group	X	Prisma Health Patewood Hospital
X	Provider based facilities associated with Prisma Health-Midlands hospitals	X	Prisma Health Surgery Center - Spartanburg
X	Prisma Health Medical Staff and employed physicians and staff – All Affiliates	X	Prisma Health Marshall I. Pickens Hospital
		X	Prisma Health Children's Hospital-Upstate
		X	Prisma Health Roger C. Peace Hospital
		X	Prisma Health Baptist Easley Hospital
		X	University Medical Group UMG/PIH
		X	Provider based facilities associated with Prisma Health-Upstate hospitals

**Associated Policies:**

Conflict of Interest Disclosure Requirements (S-015-03)

**Content:**

This Appendix provides definitions that apply to the Prisma Health Conflict of Interest policy and should be referenced therein.

**Responsible Positions:**

All Prisma Health Team Members and Affiliates

**Definition: IMPORTANT**

Specific Activity Related to the Conflict of Interest Disclosure Requirement follows below. Please note some of the activity listed may not require a Disclosure but is presented to offer proper guidance and advice to address potential conflicts of interest and industry relationships.

**1. Gifts and Provision Meals**

All Prisma Health team members, including physicians and staff, shall neither accept nor use personal gifts from representatives of industry, regardless of the nature or dollar value of the gift. Such gifts do not improve the quality of patient care, have been shown to influence clinical

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decisions, and add unnecessary costs to the healthcare system. Gifts from industry representatives to clinicians are typically accompanied by industry-written promotional materials, the goals of which are to increase product sales and not necessarily to improve patient care. In addition, gifts from industry that incorporate a company name or logo on the gift introduce a visible marketing presence that is not appropriate to a patient-centered educational and health care system.

Meals or other hospitality funded by industry will not be accepted by Prisma Health team members including physicians and staff. In addition, Prisma Health team members, physician and staff should not accept meals or hospitality provided by industry at off-campus sites unless the meal or other hospitality is accompanied with a *bona-fide educational session of scientific and/or academic merit* and/or are in full compliance with the provisions in subsection 6 below.

### **2. Consulting Relationships**

Prisma Health recognizes the appropriateness of establishing consulting relationships to make the special knowledge of its members available to government, industry, and civic organizations. The ultimate objectives of our engagement in such consulting relationships should be to improve clinical care or public health, advance scientific research, or enhance medical education. We want to ensure that our consulting relationships with industry are not designed as marketing tools to increase product penetration for a drug or device.

When Prisma Health team members including physicians and staff have been engaged to provide consulting services, the consulting contract must provide specific tasks and deliverables with payment commensurate with assigned tasks. Consulting arrangements that simply pay personnel without establishing specific meaningful duties shall be considered gifts and are consequently prohibited (e.g., membership on advisory boards that do not regularly meet or provide scientific advice). Consulting arrangements that require engagement in promotional activity on behalf of the product of service are also prohibited.

Consulting arrangements must be reviewed and approved by the appropriate department chairperson/designee, or Vice President (Leadership) and legal counsel before the arrangement is accepted. Leadership (which may also include the Dean or Chief Medical Officer) has authority to require personnel to change the terms of consulting agreements to bring those agreements into compliance with this policy. Physician leadership may authorize the Conflict-of-Interest Committee (see "Reporting and Enforcement" section near the end of this policy) to adjudicate problematic cases.

### **3. Drug or Device Samples**

The provision of prescription drug samples or devices by industry is a marketing practice designed to promote the use of these products and to influence behavior of prescribers. Drug samples also create regulatory and security concerns, pose potential safety risks for patients, and encourage the prescribing of new, high cost medications that frequently are not more effective or safe than less-expensive existing alternatives.

For these reasons, Prisma Health discourages the general use of drug and device samples. However, samples may be appropriate in exceptional circumstances such as need for clinical use when clear patient benefit exists, or other options are not reasonable, and should have approval by the department chair, or senior medical director, and/or the Chief Medical Officer (CMO). Except for these kinds of circumstances, stocking and provision of drug samples is not permitted in physician practice facilities. If the practice is allowed to maintain samples, an annual report will be provided to the CMO.

When samples are used for the aforementioned exceptions, they must be stocked in a location separated from sites where direct patient care is being rendered. Practices must keep records of all samples received, distributed, and discarded, with documentation of drug name, lot

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number, date of expiration, date of distribution or discarding, and identity of patient and distributing provider. Prescribers must also document the use of drug samples in the patient's medical record.

### **4. Site Access for Pharmaceutical and Device Sales/Marketing Representatives**

Pharmaceutical representatives whose sole purpose is sales and marketing are not permitted to access ANY patient-care and medical education areas. Research indicates that interactions with drug sales and marketing representatives do not serve best interests of patients; such interactions may result in lower-quality, higher-cost prescribing, and the information that representative disseminate may omit or distort information in ways that favor their products. Clinicians have a professional responsibility to obtain drug information from non-biased sources.

However, it may be appropriate for Prisma Health personnel to meet with device-industry representatives for the purpose of training and technical assistance for medical devices, when such assistance cannot be obtained from other sources. In general, such meetings should be conducted in non-patient-care areas by appointment only, and at the request of clinicians and other personnel and with the approval of the Department Chair/designee or appropriate leadership. When such meetings require the presence of a patient who is a potential recipient of the device, the identity of the device-company representative and purpose of the training must be disclosed fully to the patient.

Prisma Health team members and other personnel may appropriately meet with drug- and device- industry scientists to discuss potential research collaboration or to receive in-depth scientific and educational information. Such meetings will be conducted in non-patient-care areas by appointment only, will be at the invitation of the Department Chair or designee, and will not include sales representatives.

Trainees (e.g., fellows, residents, students) are not permitted to engage in the aforementioned meetings with industry representatives unless a supervising clinician or scientist from the Prisma Health or Medical Group is present to ensure compliance with this policy.

### **5. Support of Education in the Health Sciences**

Accredited continuing medical education (CME) provides healthcare practitioners with critical educational support. To ensure that industry-related bias is minimized and that CME programs do not serve as marketing tools, all CME events must be provided by an ACCME accredited provider. CME activities may also be sponsored by the appropriate School of Medicine-Prisma Health CME office. Any agreements for industry support of medical education must be negotiated through and executed by that office.

Any industry funding for such programming will be used strictly to improve the quality of the educational experience and not to support hospitality or product marketing. Industry funding may not be accepted to support the costs of departmental meetings or retreats (either on-or off-campus).

### **6. Industry Sponsored Meetings or Industry Support for Off-Campus Meetings**

Prisma Health team members, including physicians and staff may participate in off-campus industry-sponsored educational meetings and events, if those events meet standards outlined in this policy. Those activities must be designed to enhance the quality of clinical care or advance scientific research and must clearly disclose financial support of industry. Attendees must not receive reimbursement from industry for travel or attendance expenses and must not receive gifts or other compensation for attendance but would be able to have reasonable food for lunch or dinner provided by industry. For guidelines on participating as a speaker as such events, see section 7 below.

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Industry frequently develops new devices, instruments, or other products that require hands-on technical training. Prisma Health team members, including physicians and staff strongly encourages its clinicians to engage in hands-on testing and training when a new technology that is likely to improve patient care is being considered for purchase. When examination and testing of new device is only available outside the Columbia/Greenville area, and the device has not yet been purchased by Prisma Health (and not the device manufacturer) should cover travel expenses for clinicians who attend those sessions. However, for devices already purchased or for which approval to purchase has been given, industry may cover travel expenses for ongoing training.

For travel or other expenses to attend meetings that involve funded research in collaboration with industry, the contractual agreement for the research project – duly executed according to requirements of the University of South Carolina (USC), the USC School of Medicine, Prisma Health, or Medical Group – shall be determined by the terms of the grant. Compliance with USC disclosure policy ACF 150 is mandatory for all USC employed Faculty. Compliance with USC research policy 1.06 is mandatory for all USC employed Faculty participating in grants or research disbursing federal funds.

### **7. Industry-Supported Speaking**

Single speaking engagements at single industry-supported events are permissible after review by the chairperson or designee using the following criteria as a guide: (a) content is independently created by the speaker, and not reviewed in advance by the company; (b) content is balanced, evidence-based, and reflective of best practices; (c) the speaker makes it clear that the content reflects his/her independent professional views; and (d) compensation is reasonable and limited to reimbursement of travel expenses and the modest honorarium. And such speaking engagements must be approved by the chairperson or designee of the speaker's clinical department.

For travel or other expense related to speaking at meetings that involve funded research in collaboration with industry, the contractual agreement for the research project – duly executed according to requirement of the School of Medicine or Prisma Health – shall be determined by the terms of the grant.

### **8. Authorship for industry sponsored research**

Under no circumstances may Prisma Health team members, including physicians and staff be listed as authors or co-authors on manuscripts wholly or partially ghostwritten or whose content has been unilaterally altered by industry representatives. Prisma Health team members, including physicians and staff who publish in medical journals should follow guidelines published by the International Committee of Medical Journal editors (<http://www.icmje.org>), which define authorship and appropriate disclosure of conflicts-of-interest.

### **9. Conflict-of-Interest Issues for Students, Residents, and Fellows**

Students, residents, and fellows who are training with Prisma Health team members, including physicians and staff members are expected to follow all guidelines in this policy. This policy will be required reading for all learners during their orientations, and for all new University of South Carolina/Prisma Health residents and fellows during their initial orientations. Students are responsible to maintain compliance with the University of South Carolina School of Medicine COI. In addition, Residents and fellows are responsible to maintain compliance with Prisma Health's COI policy.

### **10. Purchasing**

Employees of Prisma Health team members, including physicians and staff who have financial or non-financial relationships with companies or organizations that might benefit from purchases by Prisma Health team members, including physicians and staff must refrain from participating in (or influencing) these purchasing decisions or contractual negotiations. The

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same rule applies if a Prisma Health team member, including physicians and staff employee's spouse, domestic partner, or other close relative has relationship with such companies or organizations.

### **11. Entrepreneurship – Intellectual Property**

See Prisma Health Intellectual Policy

### **12. Reporting, Enforcement, and Management**

This policy shall be read and acknowledged by all Prisma Health team members, including physicians and staff, clinicians, researchers, and educators and by all other employees who make decisions that directly affect patient care, research and education. Examples of other employees are administrative leaders who handle funds, initiate contracts, and lead clinical, educational, or research initiatives in partnership with industry. These personnel shall report their outside relationships with industry and other relevant external entities at the time of hire and annually on the standardized reporting form.

Conflict of Interest Committees shall be formed through Prisma Health Executive, Administrative, and Medical Staff Leadership as needed.