

TORRANCE MEMORIAL INTEGRATED PHYSICIANS

Policy/Procedure: **Conflict of Interest**

Policy:

The purpose of this policy is to ensure that ACO Personnel are free from conflicts of interest that could adversely influence or be perceived to adversely influence their judgement, objectivity, or loyalty to the ACO.

Procedure:

1. A conflict of interest is any situation in which financial or other personal considerations may compromise or appear to compromise any ACO Personnel’s business judgment, delivery of patient care, or ability to do his/her job or perform his/her responsibilities. A conflict of interest may arise if ACO Personnel engage in any activities or advance any personal interests at the expense of the organization’s interests.
2. Actual or potential conflicts of interest occur when ACO Personnel are in a position to influence a decision that may result in a personal or financial gain for themselves, their relatives, or significant others as a result of TMIP ACO’s business dealings.
3. The TMIP ACO recognizes that ACO Personnel may encounter activities that may pose a potential conflict of interest with the interests of the organization and requires applicable ACO Personnel to complete a Conflict of Interest Questionnaire upon onboarding and annually thereafter.
4. Completed Questionnaires will be reviewed by the Compliance Officer. The Compliance Officer will forward any conflicts or potential conflicts to the Board when necessary.
5. Appropriate determinations regarding any conflicts of interest includes:
 - a. Acceptable – The disclosure of the relationship and/or activity has been deemed not to be a conflict;
 - b. Acceptable with Modifications - agreed upon by the individual and the Compliance Officer; or,
 - c. Not acceptable and will require termination of the relationship and/or activity,
6. A summary of the Conflict of Interest questionnaire review will be provided to the ACO Board on an annual basis.

7. CONFLICT OF INTEREST DISCLOSURES:

ACO Personnel must disclose if he/she or any Family member:

- 1) Directly or indirectly own any interest in any supplier, purchaser, or competitor of TMIP ACO. In answering this question, ACO Personnel may disregard investments which are listed on the stock exchange or publicly traded in a recognized over-the-counter market.
- 2) Receive any compensation, entertainment, loans, or any other items of value (worth over \$500 total per calendar year) from any member of the Medical Staff, clinical privilege holder, supplier, purchaser, referral entity, or competitor of TMIP ACO; or received any compensation, gifts or items of any value from patients or patients' families.
- 3) Serves as an officer, director, employee, or consultant of any member of the Medical Staff, clinical privilege holder, supplier, purchaser, referral entity, or competitor of TMIP ACO.
- 4) Is related by blood, marriage, adoption or significant other with any of the present trustees, officers, employees, member of the Medical staff, clinical privilege holders, agents or consultants of TMIP ACO.

Accepting Compensation or Items of Value from Patients: ACO Personnel must not accept any money, rewards, bonuses, gratuities or other forms of compensation or items of value from patients or their families. Items such as thank you cards, flowers or candy of nominal value may be excluded.

Abstention From Voting/Exerting Influence: ACO Personnel with a potential conflict of interest must abstain from voting on any matters pertaining to that interest or otherwise exerting influence or engaging in any activities that results in a personal gain for themselves, their relatives or significant others.

8. REPORTING VIOLATIONS

Potential violations of conflicts of interest should be reported immediately to the Compliance Officer. TMIP ACO has also established a Compliance Hotline that permits anonymous reporting of any potential conflict of interest.

TMIP ACO also prohibits retaliation against any ACO Personnel who makes any "good faith" reports of conflict of interest. However, an ACO Personnel may be subject to appropriate action if, after investigation, it can be reasonably concluded that the reporting ACO Personnel knowingly fabricated, distorted, exaggerated or minimized the facts to either cause harm to another ACO Personnel or to protect/benefit himself/herself.

Individuals who are considering additional employment, a teaching or consulting engagement, healthcare related investment or activity that may pose a potential conflict of interest related to of this policy should review plans with the Compliance Officer.

Should the Compliance Officer determine that any actual or potential conflicts of interest have the potential to jeopardize patient care or safety, or damage the reputation of the organization, disclosure shall be made to the patient and/or a patient representative so that the patient may make an informed decision as to his/her continuation of care.

Enforcing Policy Provision: ACO Personnel are expected to abide by these policy provisions in good faith. Corrective action including termination of program participation may be taken into consideration for individuals in violation of this policy.

Conflict of Interest Questionnaire

	Answer for the time period of January 1, 2019 to the present. Explain "Yes" answer in detail. Use additional pages if necessary.	No	Yes	Explain any "Yes" answer in detail.
1	Do you, or does any member of your family own or have a financial or business interest in any TMIP ACO vendor or referral entity or competitor or in any entity that sells equipment, supplies, products, services or pharmaceuticals to the TMIP ACO? (In answering this question you may disregard investments which are listed on the stock exchange or publicly traded in a recognized over the counter market).			
2	Did you ever have, or do you currently have, a family relationship or a business relationship with any of the present board members, officers, employees or consultants of the TMIP ACO?			
3	Did you or did any member of your family receive any gifts, entertainment, loans, meals, gratuities, hospitality, or compensation including, but not limited to, consulting fees, honoraria, finder fees, referral fees, royalties, other payments for services from any TMIP ACO participating physician, vendor, referral entity or competitor? (In answering this question you may omit items less than \$500 total per calendar year.)			
4	Have you, under your current or former name or business entity, ever been excluded from any government program (e.g. Medicare, Medi-Cal)?			
5	Are you involved in or are you aware of any other matter that could be a conflict of interest that may not be stated or addressed on this questionnaire? If so, please indicate.			

My Signature below indicates that to the best of my knowledge, my responses to the above questions are true. I further acknowledge and agree to abide by TMIP ACO Conflict of Interest Policy. A copy of the policy will be provided upon request.

Signature

Date

References:

1. Anonymous Hotline (855) 226-5554
2. Compliance Alert Website: www.tmmc.ethicspoint.com

Initial Effective Date: 11/14/2018

Revised Effective Date(s):

Reviewed Date(s):

Revised Date(s):