

Conflict of Interest in Clinical Practice Policy

Scope

This policy applies to all Mayo Clinic employees involved in clinical practice. Also applies to all members of the Mayo Clinic Community Accountable Care Organization, LLC Governing Board (ACO Board) as well as ACO Corporate Officers.

Purpose

The purpose of this policy is to institute systematic policies for identification and management of conflict of interest in clinical practice.

Policy

1. Institutional Conflict of Interest
 - a. A statement will be included in patient information materials received by all patients that acknowledges that Mayo Clinic has institutional relationships with medically related commercial entities. These relationships may result from licensing agreements, institutional partnerships or leadership activities.
 - b. Patients will be informed that if they have questions about potential institutional conflicts of interest, they may contact the Office of Conflict of Interest Review for general information about Mayo Clinic's institutional relationships with commercial entities.
 - c. An additional statement will clarify for patients that Mayo Clinic receives no royalties on the sale of items invented at Mayo Clinic that are prescribed for Mayo Clinic patients.
2. Individual Conflict of Interest
 - d. A statement will be included in patient information materials received by all patients acknowledging the potential for relationships between Mayo Clinic staff members and commercial entities. These relationships generally result from technology licensing agreements, know-how agreements, consulting agreements or board membership involving the individual, Mayo Clinic and a commercial entity.
 - e. Patients will be invited to ask physicians or other care givers directly about such relationship or contact the Conflict of Interest Review Board for information regarding their care givers' relationships with commercial entities.
 - f. Information provided to patients by the Office of Conflict of Interest Review will include the nature of the relationship (consulting, technology license, know-how agreement or board membership); the name of the commercial entity; an acknowledgement that the physician or other care giver does receive royalties or consulting income personally; and a clarification that neither Mayo Clinic nor its physicians or other care givers receive royalties from the sale of items invented at Mayo Clinic that are prescribed for Mayo Clinic patients.
 - g. Mayo Clinic staff who have a significant financial interest related to diagnostic or treatment modalities must also disclose that they receive no

royalties or other payments for the use of the diagnostic or treatment modality with Mayo patients. Patients who request further information should be referred to the Office of Conflict of Interest Review.

3. Individual Conflict of Commitment

- h. Mayo Clinic staff who earn total annual consulting income for personal gain of greater than 33 percent of their annual Mayo Clinic salary from a relationship with a commercial entity or commercial entities also will be reviewed by the Conflict of Interest Review Board to determine the potential for conflict of commitment.

Related Procedure(s)

Conflict in Clinical Practice process

Conflict of Commitment process

Related Document(s)

N/A

Definitions

Financial Interest

Anything of monetary value, whether or not the value is readily ascertainable.

Significant Financial Interest

A financial interest consisting of one or more of the following interests of the Mayo Clinic staff member (and those of the investigator's spouse or domestic partner and dependent children) that reasonably appears to be related to the staff member's institutional responsibilities:

With regard to any publicly traded entity, a significant financial interest exists if the value of any remuneration received from the entity in the twelve months preceding the disclosure and the value of any equity interest in the entity as of the date of disclosure, when aggregated, exceeds \$5,000. For purposes of this definition, remuneration includes salary and any payment for services not otherwise identified as salary (e.g., consulting income, honoraria, paid authorship); equity interest includes any stock, stock option, or other ownership interest, as determined through reference to public prices or other reasonable measures of fair market value;

With regard to any non-publicly traded entity, a significant financial interest exists if the value of any remuneration received from the entity in the twelve months preceding the disclosure, when aggregated, exceeds \$5,000, or when the Investigator (or the investigator's spouse or domestic partner or dependent children) holds any equity interest (e.g., stock, stock option, or other ownership interest); or

Intellectual property rights and interests (e.g., patents, copyrights), upon receipt of fees related to such rights and interests.

References

National Physician Payment Transparency Program at <http://www.cms.gov/Regulations-and-Guidance/Legislation/National-Physician-Payment-Transparency-Program/index.html>.

Approved by

Conflict of Interest Review Board

Mayo Clinic Board of Governors 12/2013

Owner

[Monica Sveen-Ziebell](#), on behalf of the Conflict of Interest Review Board.

Contact

[Monica Sveen-Ziebell](#), Administrator

Revision History

Date	Synopsis of Change
05/13/2019	Minor Revision - Initial ACO acronym changed to Accountable Care Organization.
05/05/2019	Revised - Added ACO statement to Scope as required by CMS and checked document into the Policy and Procedure Management System.
08/02/2016	Created separate policies by subject versus one Conflict of Interest Policy.