



AMERICAN ASSOCIATION OF
ORTHOPAEDIC SURGEONS

Physician Payments Sunshine Act: Resident Must Knows

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Physician Payments Sunshine Act

- **Physician Payments Sunshine Act** is a 2010 United States healthcare law to increase transparency of financial relationships between health care providers and pharmaceutical manufacturers and industry vendors
- The Centers for Medicare & Medicaid Services (CMS) fulfills the law's mandate through the Open Payments Program where industry reports recipient payments on the public forum
- Physicians have 45 days to review their Open Payments data and dispute errors before public release

CMS.gov
Centers for Medicare & Medicaid Services

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What is the Rule?

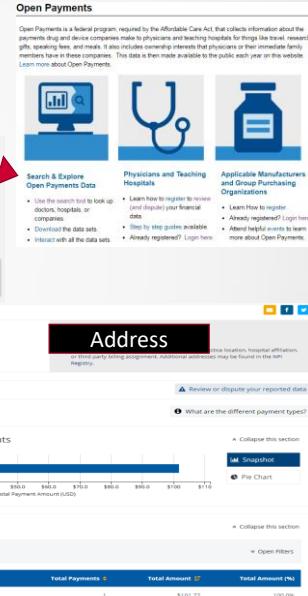
- The rule defines “physician” as a doctor of medicine or osteopathy, a dentist, a podiatrist, an optometrist, or a chiropractor who is legally authorized to practice by the state in which he or she works
- *****APN, RN, PA-C, RESIDENTS, and pharmacists are not covered recipients*****
- Payments made to non-physician prescribers to be passed through to a doctor are considered indirect payments to the physician and, therefore, would have to be reported under the name of the doctor

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How Do I Know If I Have Been Reported?

1. Enter the url: <https://www.cms.gov/openpayments/>
2. Under search and explore, click use the search tool
3. Search your name **Search Open Payments**
The Open Payments Search Tool is used to search payments made by drug and medical device companies to physicians and teaching hospitals.
NAME
4. Under payment information – you can view the details of the reported payments

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How Do I Know If I Have Been Reported?

- You may attempt to click “Review or dispute your reported data” – however, resident efforts to retroactively remove names has been unsuccessful so far

NAME

Address

Review or dispute your reported data

What are the different payment types?

Top Companies Making General Payments

WRIGHT MEDICAL

1 Company Making General Payments

WRIGHT MEDICAL TECHNOLOGY, INC.

Prevention is the key!!

What Now? What Should Residents Do?

- It is imperative for all residents to be aware of the Sunshine Act and what it entails
- Residents are specifically **exempt** from being reported to CMS as recipients
- Once reported to CMS on the open payment website, it is difficult, if not impossible, to remove one's name and contribution associated
- **Moving forward, spread awareness throughout your residencies about the Sunshine Act**
- **During industry sponsored events (lunches, dinners, journal club, educational trips) – make sure to communicate with the industry reps about not being reported as recipients**

