



TITLE: Vendor Education and Access to Centers Policy

Department: Compliance (Team Quest)

Effective date: 12/13/2021

Teammates must promptly report all potential violations of DaVita's Code of Conduct, Compliance Policies and Procedures and/or applicable laws or regulations. Reports should be made to the Compliance Department (Team Quest), or the Compliance Hotline (1-888-458-5848 or DaVitaComplianceHotline.com). In accordance with DaVita's Non-Retaliation policy, DaVita will not tolerate any form of retaliation against anyone who files a compliance report in good faith. Questions regarding any Compliance Policy may be directed to Team Quest via the QUESTionLine at QUESTionLine.ethicspoint.com.

1. PURPOSE

The purpose of this policy is to provide compliance requirements regarding Vendor engagement with DaVita teammates. This policy specifically addresses:

- Educational Trainings for DaVita teammates or patients hosted by a Vendor. (This does not include educational trainings at industry or professional conferences).
- Vendor access to DaVita centers (not on the treatment floor) for purposes that are outside the normal course of, and not directly related to, the delivery of patient care.

2. SCOPE

This policy applies to DaVita Kidney Care, which includes DaVita's domestic dialysis business, Strategic Business Initiatives (SBLs) and any other subsidiaries and affiliated entities. The list of current SBLs can be found [here](#).

3. DEFINITIONS

Term	Definition
Educational Training	Training to provide general knowledge regarding kidney health and other disease education, or to support quality of life for patients, with the goal of advancing the delivery of effective and high quality health care.
Immediate Family Member	A husband or wife; natural or adoptive parent, child, or sibling; stepparent, stepchild, stepbrother, or stepsister; father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, or sister-in-law; grandparent or grandchild; and spouse of a grandparent or grandchild.
Lobby Day	Educational event held at a DaVita center (not on the treatment floor) that may include Vendors, or transplant centers and patient participation. Lobby Days must be overseen by the facility administrator or other appropriate designee.
Vendor	Third parties, including suppliers and contractors, that provide, or seek to provide, goods or services directly to DaVita or its patients, teammates or affiliated entities.
Vendor Education Guidance and Support (VEGAS) Oversight Committee	A committee led by Clinical Enterprise team that is responsible for reviewing all Vendor requests for patient or teammate education. The committee has representation from the Justice League of DaVita, Team Quest and others and reviews and approves (or denies) requests on a regular basis.

Term	Definition

4. POLICY

4.1. General

- 4.1.1.** As outlined in the [Compliance with the Anti-Kickback Statute Policy](#), DaVita will not enter into any relationship with a Vendor or other person or entity, nor allow a Vendor access to a DaVita center, with the intent to reward or induce the purchase, lease or referral of any items or services which may be reimbursable by state or federal health care programs, including patient referrals.
- 4.1.2.** Any giveaways, gifts or other items of value that a Vendor provides to DaVita teammates must comply with the [Acceptance of Gifts Policy](#) and the [Business Courtesies Policy](#).

4.2. Vendor Access to DaVita Centers

- 4.2.1.** DaVita will not allow Vendors to access DaVita centers to sell or market their products or services.
- 4.2.2.** The Vendor Education Guidance and Support (VEGAS) Oversight Committee, Clinical Operations, the Justice League of DaVita (JLD) and Team Quest have discretion to limit or restrict Vendor access to centers, including for Educational Training, if it is in the clinical, operational or legal best interest of patients, teammates or the Village.
- 4.2.3.** Once a Vendor is approved to access a center, any representative of that Vendor is approved to provide the education. The evaluation will be made based on the value of the education or training to be provided, with consideration of clinical priorities, safety and/or proper use of product or service.
- 4.2.4.** Vendors may access DaVita's centers to:
- (a) Perform maintenance or repairs at DaVita's request;
 - (b) Provide Educational Trainings to teammates or patients in accordance with this policy; or
 - (c) Perform other activities as approved in advance by the VEGAS Oversight Committee.
- Note: Certain integrated health care providers may be granted access to the dialysis center in limited circumstances, if pre-approved by DaVita's "[Summit Committee](#)", to provide non-dialysis care services to its patients. To propose such access, requestors should contact JLD or Team Quest for further information on the Summit Committee process prior to granting any access.

4.3. Vendor Training and Related Materials

- 4.3.1.** DaVita will not solicit or receive Educational Trainings from Vendors to replace those that DaVita is required to provide to its patients.
- 4.3.2.** Vendors may provide Educational Trainings to patients, if they are approved in advance by the VEGAS Oversight Committee at VEGASRequests@davita.com by following the process outlined in the VEGAS Vendor Education and Access to Centers Process (available on the VEGAS VillageWeb intranet page).
- 4.3.3.** Lobby Days
- (a) If Educational Training is provided to patients as part of a Lobby Day, it must be:
 - Open to all Vendors who wish to participate;
 - Generally communicated to patients in advance;

- Overseen by the FA or designee; and
 - Held in the lobby or a conference room of the center (not on treatment floor).
- (b) Vendors participating in a Lobby Day may distribute Educational Training materials and promotional items of nominal value.
- (c) Community resources that provide services to patients at no cost, such as Meals on Wheels, are not considered Vendors under this policy. Community resources are permitted to attend and plan Lobby Days, as long as the center's FA has approved such attendance in advance and the community resource representative(s) do not sell any products or services.
- 4.3.4.** Based on center interest, Vendors are permitted to provide Educational Trainings to teammates, if the Educational Training is approved in advance by the VEGAS Oversight Committee at VEGASRequests@davita.com by following the process outlined in the VEGAS Vendor Education and Access to Centers Process (available on the VEGAS VillageWeb intranet page).
- 4.3.5.** Teammates may accept a modest meal in conjunction with an Educational Training, if the meal is:
- (a) Incidental to the Educational Training;
 - (b) Only provided to teammates who participate in the Educational Training;
 - (c) Eaten in conjunction with the Educational Training; and
 - (d) Charged directly to the Vendor.

5. PROCEDURE

- See the VEGAS Vendor Education and Access to Centers Process for process and procedure for Vendor access to DaVita centers (available on the VEGAS VillageWeb intranet page).

6. ADDITIONAL RESOURCES

- [Acceptance of Gifts Policy](#)
- [Business Courtesies Policy](#)
- [Compliance with the Anti-Kickback Statute Policy](#)
- VEGAS Vendor Education and Access to Centers Process available on the VEGAS VillageWeb intranet page).
- For any questions regarding this policy, please contact the Team Quest QUESTIONLine at QUESTIONLine.ethicspoint.com.