



## US Transparency Reporting and Sunshine Act FAQ

### What is the Sunshine Act?

The Physician Payments Sunshine Act (commonly called the “Sunshine Act”) was enacted by Congress in March 2010 as part of the Patient Protection and Affordable Care Act. The law is intended to make the relationship between the healthcare industry and healthcare professionals (HCPs) more transparent and requires pharmaceutical and medical device companies to report certain payments or “transfers of value” made to HCPs and teaching hospitals to the Center for Medicare and Medicaid Services (CMS) via the Open Payments program on an annual basis.

### What types of payments or “transfers of value” must be reported under the Sunshine Act?

Under the Sunshine Act, Mirum must report direct and indirect payments (including fee-for-service payments) and transfers of value such as meals, educational items (journal reprints), stock, and expenses covered or reimbursed (such as travel and lodging) arranged as part of a contracted service such as speaker programs, advisory boards, consulting and clinical trials. The Sunshine Act also requires Mirum to report any physician ownership or investment interests.

### Who is a Covered Recipient?

CMS defines Covered Recipient as: “Any physician, physician assistant, nurse practitioner, clinical nurse specialist, certified registered nurse anesthetist, or certified nurse-midwife who is not a bona fide employee of the applicable manufacturer that is reporting the payment; or a teaching hospital, which is any institution that received a payment under 1886(d)(5)(B), 1886(h), or 1886(s) of the Act during the last calendar year for which such information is available.”

Credentials currently covered under the Sunshine Act include:

- Medical Doctor (MD)
- Doctor of Osteopathic Medicine (DO)
- Doctor of Optometry (OD)
- Doctor of Chiropractic Medicine (DC)
- Doctor of Medicine in Dentistry (DMD, DDS)
- Doctor of Podiatry (DPM)
- Physician Assistant (PA)
- Nurse Practitioner (NP)
- Certified Registered Nurse Anesthetist (CRNA)
- Clinical Nurse Specialist (CNS)
- Certified Nurse Midwife (CNM)

It is important to note that some states have additional reporting requirements for HCPs that are not covered by the Federal Sunshine Act.

### Can I opt out of receiving Transfers of Value?

As a covered recipient, you have the option to opt out of receiving in-kind benefits such as meals at a program. If you choose to opt out, you may acknowledge this on the program sign-in sheet and either pay for the meal or other benefit on your own, or not consume the meal. You should also inform the Mirum representative that you wish to opt out and will refrain from consuming the meal.

### Can a Transfer of Value be provided to my employer instead?

It is Mirum policy to not pay any entity other than the HCP that is contracted to perform the work for Mirum. However, if there is an Institutional requirement to pay the Institution directly, Mirum will report the payment under the HCP's name and will list the entity paid as the Institution on the same line item.

### Does the Sunshine Act replace state disclosure laws?

The Sunshine Act does not replace state laws. Prohibitions or limits that exist in your state remain in place, and states may add new limits, prohibitions or reporting requirements in the future. The Sunshine Act requirements may preempt some similar state reporting requirements when applicable. Some states may have additional reporting requirements, as well.

### What level of detail is included in the Sunshine Act Report?

CMS has specific requirements of what information must be included for each payment or transfer of value record. This includes information such as:

- Applicable Manufacturer's name
- Name of covered recipient
- Specialty
- Business Address
- Amount of payment or transfer of value
- Date of Payment
- Form of Payment (cash, in-kind items or services, stock, etc.)
- Nature of Payment (consulting, fee for service, food, travel, etc.)
- Names of related covered drug, if applicable

How does Mirum track and report payments and transfers of value?

Mirum is committed to ensuring accurate data collection and reporting for State and Federal transparency reporting requirements. We have processes in place to ensure payments and transfers of value are recorded correctly, and all data is validated on an ongoing basis to ensure report accuracy.

If you have questions about data we have collected or reported about you, please contact:

[transparency@mirumpharma.com](mailto:transparency@mirumpharma.com)

Can I dispute sunshine-reportable payments?

CMS has provided physicians with access to a secure website so they can review the payments and transfers of value attributed to them and dispute if necessary. For more information about the CMS dispute process as well as other information specific to Covered Recipients, please visit:

<https://www.cms.gov/OpenPayments/Program-Participants/Covered-Recipients>

Where can I find additional information on the CMS Open Payments process, such as where reported payments are posted?

For more information on the CMS Open Payments program, including where the Federal report payments are posted, please visit: <https://www.cms.gov/openpayments>