

PHILIPS RS NORTH AMERICA LLC DONATION POLICY

I. Purpose:

This Policy sets forth Philips RS North America LLC's ("Company") policy for donations which may be made by Company.

II. Scope and Responsibilities:

This Policy applies to donations of products, cash, and other support that Company may make from time to time to recipients in the United States and U.S. territories. This Policy applies to Company's business group and U.S. sales organization, and their officers, directors, and employees.

III. Definitions

Centralized Arrangements Tracking System ("CATS") (CATS/iCon): The databases, CATS Sharepoint and iCon, that serve as the electronic repository for the Company's Focus Arrangements including signed agreements and supporting documentation.

Covered Functions: Includes: (a) the selling, marketing, advertising, promoting, or branding of Government Reimbursed Products; (b) the preparation or external dissemination of promotional materials or information about, or the provision of services relating to, Government Reimbursed Products; (c) the preparation or external dissemination of non-promotional materials about Government Reimbursed Products, including those functions relating to the Company's review and approval process for any non-promotional materials; (d) contracting with durable medical equipment suppliers (DME Suppliers) or health care professionals (HCPs) for consulting services (including but not limited to speaker programs, speaker training programs, training and education services, product development activities, presentations, consultant task force meetings, advisory boards, ad hoc advisory activities, research and any research-related activities, and authorship of articles or other publications relating to Government Reimbursed Products), or other fee-for service arrangements relating to Government Reimbursed Products; (e) entering into arrangements with HCPs or DME Suppliers for any Co-Marketing Activity and (f) reviewing and/or approving requests for grants or charitable contributions.

Note: Please review the [Focus Arrangements and Covered Functions Policy](#) for additional requirements related to Covered Functions.

Level 1 and 2 Approver: These levels are set forth in the Contract Approval and Signing Authority Policy.

Patient Assistance Program: A program supporting financially-needy patients through the donation of devices to eligible patients.

U. S. Health Care Professional or Provider ("HCP"), Healthcare Institution ("HCI") or Potential Referral Source: The term "U.S. Health Care Professional" is defined very broadly to

cover any person or entity that is involved in the provision of health care services or items to patients, and that purchases, leases or recommends, uses or arranges for the purchase or lease, of Company medical products, services or solutions in the U.S. Practically, this includes, among others:

- Clinicians, such as physicians, nurses, PhDs, technologists, pharmacists and medical, staff such as respiratory technologists or physician assistants, as well as clinicians in training.
- Hospitals, medical schools affiliated with hospitals, medical group practices, medical clinics, nursing homes, sleep diagnostic clinics, surgical centers, emergency medical services and home healthcare organizations, as well as nonmedical personnel in these facilities who make purchasing decisions.
- Medical device distributors and dealers, including Durable Medical Equipment (“DME”) suppliers, who sell to HCPs or bill Medicare and Medicaid for their items and services.
- Health care-related trade associations which serve HCPs or Potential Referral Sources or have a significant number of HCPs or Potential Referral Sources on its board.
- Employees, administrators, officers and directors of HCPs are also considered HCPs, where involved in the decision to purchase or lease Company services or products.

IV. Policy

All donations made by Company must comply with U.S. federal Anti-Kickback Statute, False Claims Act, and related U.S. laws and regulations. Company may make donations for a charitable purpose, such as providing funds or equipment for indigent care, patient education, public education, in support of national disaster relief, or in support of charitable organizations who do the same. Company may not make any donation for the purpose of inducing Health Care Providers to purchase, lease, recommend or use Company products, services, or solutions, or which is in any way linked to such a purchase, lease, recommendation or use. Company does not make donations to support sporting or entertainment events that are organized to raise money for Health Care Providers. Company employees may not make charitable donations on behalf of Company and must follow this Policy when providing any charitable donation on behalf of Company.

A. Company has identified these areas of focus for its donations:

1. Donation of products to financially needy patients who qualify under the Company’s Patient Assistance Program. These donations must be provided in accordance with the Patient Assistance Program.
2. Donations to support community or educational organizations, activities, and events. These donations must be approved in CATS/iCon pursuant to the approval process established in the Focus Arrangement Review and Approval Procedure.
3. Donations to national, regional, or local charitable organizations which Company desires to support. Any such organizations may not be a US Health Care Provider unless approved by Compliance, Legal and a Level 1 Approver. Donations to such organizations must be approved in CATS/iCon pursuant to the approval process established in the Focus Arrangement Review and Approval Procedure.

4. Donations in support of national, regional, or local disaster relief. These donations must be approved in CATS/iCon pursuant to the approval process established in CATS/iCon for donations.
5. Any other donation that complies with this Policy to support charitable purposes and is not provided to a US Health Care Provider unless approved by Compliance, Legal, and a Level 1 Approver. These donations must be approved in CATS/iCon pursuant to the approval process established in CATS/iCon for donations.

B. This Policy does not apply to educational grants, as grants are governed under the Company's Code of Conduct and must comply with the Philips Policy on Interactions with United States Health Care Providers and Professionals and the Sponsorships, Grants, Third Party Educational Activity and Co-Marketing Policy.

V. Appendices or Attachments

VI. References

Philips RS North America, LLC Code of Conduct (Philips Policy on Interactions with US Healthcare Providers and Professionals)

RI-CP-006 Contract Approval and Signing Authority Policy

RI-CP-015 Sponsorships, Grants, Third Party Educational Activity and Co-Marketing Policy