

Conflict of Interest Policy – NIH Update

April 2019

Update regarding NIH Financial Conflict of Interest Policy:

Pursuant to 42 C.F.R. Part 50, Subpart F and 45 C.F.R. Part 94, as revised on August 25, 2011 along with CSUEB's policy governing financial interest. Financial interest means anything of monetary value, whether or not the value is readily ascertainable. A Financial Conflict of Interest (FCOI) means a Significant Financial Interest (SFI) that could directly and significantly affect the design, conduct, or reporting of the NIH-Funded research. To determine if an investigator has an SFI please reference 42 C.F.R. 50 Subpart-F definition. NIH has revised its FCOI policy which has an effective date of August 24, 2012. The policy revision is designed to promote the objectivity of NIH-funded research by establishing standards that provide a reasonable expectation that the design, conduct and reporting of research funded by NIH grants and cooperative agreements will be free from bias resulting from Investigator FCOIs. The investigator, the Institution, and the NIH all have responsibilities under this regulation.

Investigator Responsibilities:

- Disclosure of significant financial interest (Completing 700-U, NIH or NSF COI Forms)
- Ensure compliance with CSUEB policy

For CSUEB training, which includes certification of completion, please contact ORSP directly. This training must be completed prior to proposal submission. Each investigator (Principal Investigator/Project Director, collaborators, consultants and any other person, regardless of title and position, who is responsible for the design, conduct or reporting) that is the Prime/Subrecipient of a PHS award, must disclosure of all significant financial interests and must complete training regarding FCOI prior to engaging in research related to any PHS-funded grant and at least every four years, and immediately when any of the following circumstances apply:

1. CSU East Bay revises its financial conflict of interest policies or procedures in any manner that affects the requirements of Investigators;
2. An Investigator is new to CSUEB; or
3. During the award period on an annual basis
4. Within 30 days of the acquisition or discovery of new SFIs (e.g., through purchase, marriage, or inheritance)
5. CSU East Bay finds that an Investigator is not in compliance with the financial conflict of interest policy or management plan.

Impact on Subrecipients:

If CSUEB carries out PHS-funded research and establishes a subrecipient agreement, CSUEB investigators along with subrecipient investigators are required to be in compliance with CSUEB's FCOI policy by:

1. Certifying subrecipient's FCOI policy complies with 42 CFR 50.604 within the specified time period(s) or
2. If subrecipient cannot provide the certification, they must agree to CSUEB's FCOI policy for disclosing SFI that are directly related to the subrecipients work for CSUEB within the specified time period.

CSUEB Summary of Statement of Economic Interest and Online Ethics Training:
<http://www20.csueastbay.edu/af/departments/risk-management/risk/training.html>