Florida Atlantic University

Regulation 9.001 Faculty Practice Plans

(1) Florida Atlantic University provides educationally oriented clinical practice settings and opportunities through which its faculty members provide health and medical services, care and treatment to patients, including patients at independent hospitals, other institutions and various clinical sites as an integral part of their academic activities and employment as faculty members. Such faculty practice activities are designed to assure professional and clinical practice opportunities and experiences that are essential in the training of students, residents and postgraduate health professionals and that will enhance skills and knowledge of faculty members who must teach and train medical and other health professional students. Participation in such faculty practice activities by members of the faculty of the University's clinical colleges, schools and other academic programs and units is vital to the educational mission, the maintenance of skills in the treatment and diagnosis of diseases, and the maintenance of patient management skills, clinical expertise and medical judgment. Such participation is a necessary and essential part of their employment as faculty members.

Because faculty practice activities generate income from a cross section of patients and third party payors that is critical to support the University's mission, the University is authorized, in accordance with Florida Board of Governors Regulation 9.017, to regulate and collect fees and other income generated from such faculty practices and to develop and maintain faculty practice plans for the orderly collection, administration and distribution of such fees and other income. The University is authorized to form corporate entities to achieve the objectives of the faculty practice plans. The faculty practice plans, any subsequent changes thereto, and any proposed corporate entities must be approved by the Dean of the applicable College and the President of the University prior to submission for approval by the University Board of Trustees and, as necessary, the Florida Board of Governors. The faculty practice plans must be consistent with, and supportive of, the objectives of the applicable College, school or other academic program or unit and the University and shall be known as the Florida Atlantic Faculty Practice Plans (the "Faculty Practice Plans").

(2) Faculty practice income shall include all payments resulting from the clinical or professional services rendered by University faculty. Honoraria, royalties, non-clinical consultation fees, or other income derived from outside employment approved by the Dean of the applicable College are not considered to be faculty practice income as described herein. Each member of the faculty will assign to the University all faculty practice income generated by or on behalf of him or her, and adequate records will be kept of these collections.

(3) In order to achieve the objectives of the Faculty Practice Plan, the University has authorized the formation and operation of one or more Florida not-for-profit corporations ("Florida Atlantic FPPs") to support the clinical and professional activities of its clinical colleges, schools and other academic programs or units, including the orderly collection and administration of income generated from its clinical and professional activities. The Florida Atlantic FPPs will be responsible for billing and collections, contracting, and the development

and reporting to its various oversight entities appropriate data with regard to its activities (and may contract with other entities to provide such services).

(4) Faculty practice income shall be distributed to appropriate funds of the University to be used for the support and advancement of the academic mission of its colleges, schools and other academic programs or units. The University shall distribute such funds for purposes that may include, but are not limited to, the payment of clinical practice expenses and faculty and staff salaries and benefits. The assets and activities of each Florida Atlantic FPP will be managed and directed by a Board of Directors in accordance with the Articles of Incorporation and Bylaws of the Florida Atlantic FPP.

(5) Each Florida Atlantic FPP shall include or provide for:

(a) A written document that describes the University's policies and procedures pertaining to faculty practice activities and the resulting professional fees and other income.
(b) Articles of Incorporation and Bylaws.
(c) A separate bank account into which all applicable faculty practice income and fees are to be deposited, which shall be held, administered and distributed by the University or the Florida Atlantic FPP.
(d) The preparation of an operating budget to occur at least annually and to be submitted to the Dean of the applicable college for approval. The budget shall then be recommended by the Dean and the President of the University to the University Board of Trustees. An annual financial audit and management letter shall be conducted and prepared by an independent outside certified public accountant or firm, submitted to the Dean of the applicable college, and forwarded to the President of the University, the University Board of Trustees and the Florida Board of Governors for review and oversight.
(e) The Florida Atlantic FPP to serve as the administrative services supporting organization for the Faculty Practice Plan.
(f) All agreements and contracts to be reviewed in advance by the University Office of the General Counsel.
(g) Compliance with applicable regulations, rules, policies and procedures of the University and the Florida Board of Governors.
(h) Such other activities as directed or authorized by the University Board of Trustees.

Specific Authority: Article IX of the Florida Constitution, Florida Board of Governors Regulations 1.001(8)(a) and 9.017. History–New 5-18-11; Amended 09-01-26.