



Tomorrow's Doctors, Tomorrow's Cures

Learn

Serve

Lead

AAMC Uniform Resident Rotation Agreement

Janis Orłowski, M.D., Chief Health Care
Officer

Dan Wilkerson, JD – AAMC Consultant

Frank Trinity, JD – AAMC Chief Legal
Officer

February 22, 2018



Association of
American Medical Colleges

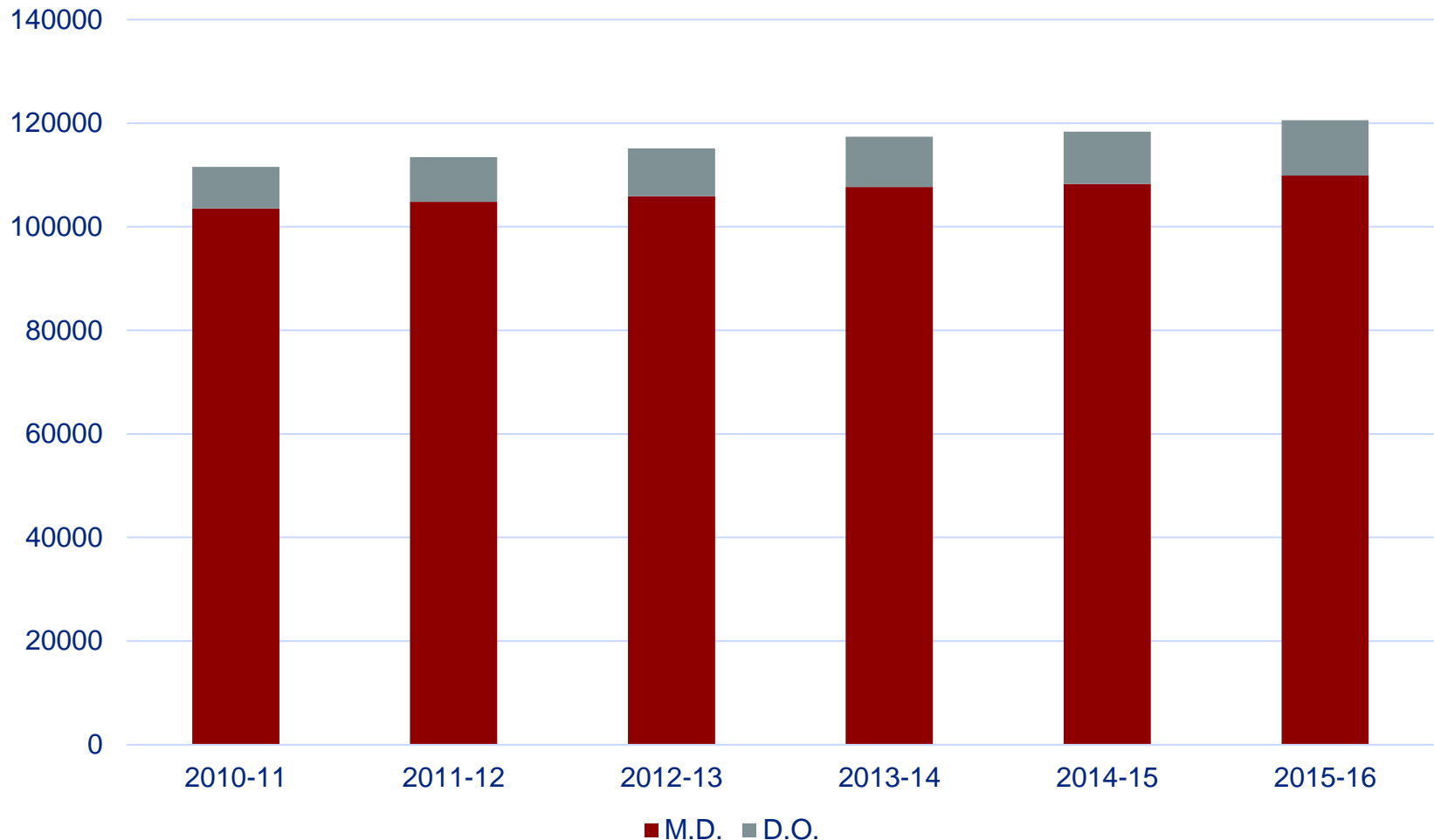
Today's Session

- Importance of residency rotations to medical education
- Developing a uniform agreement
- Key provisions
- The Registry

Graduate Medical Education

- Medical residents receive training and participate in direct clinical care of patients under the supervision of licensed physician
- Approximately 125,000 residents and fellows
- 1 in 7 physicians in the US is a resident or fellow

Total number of Residents in ACGME-Accredited Programs



Source: Barzansky B, Etzel SI. Medical Schools in the United States, 2015-2016. *JAMA*. 2016; 316(21): 2283-2290.
Doi:10.1001/jama.2016.13620.

GME Accreditation (General)

- Roughly 10,000 AGCME-accredited medical residency programs
- AOA accredits another 1,000+ residency programs
- AOA merging in ACGME framework by 2020
- Other residency accreditation bodies exist with their own rules (CPME, AOA, Specialty Board)

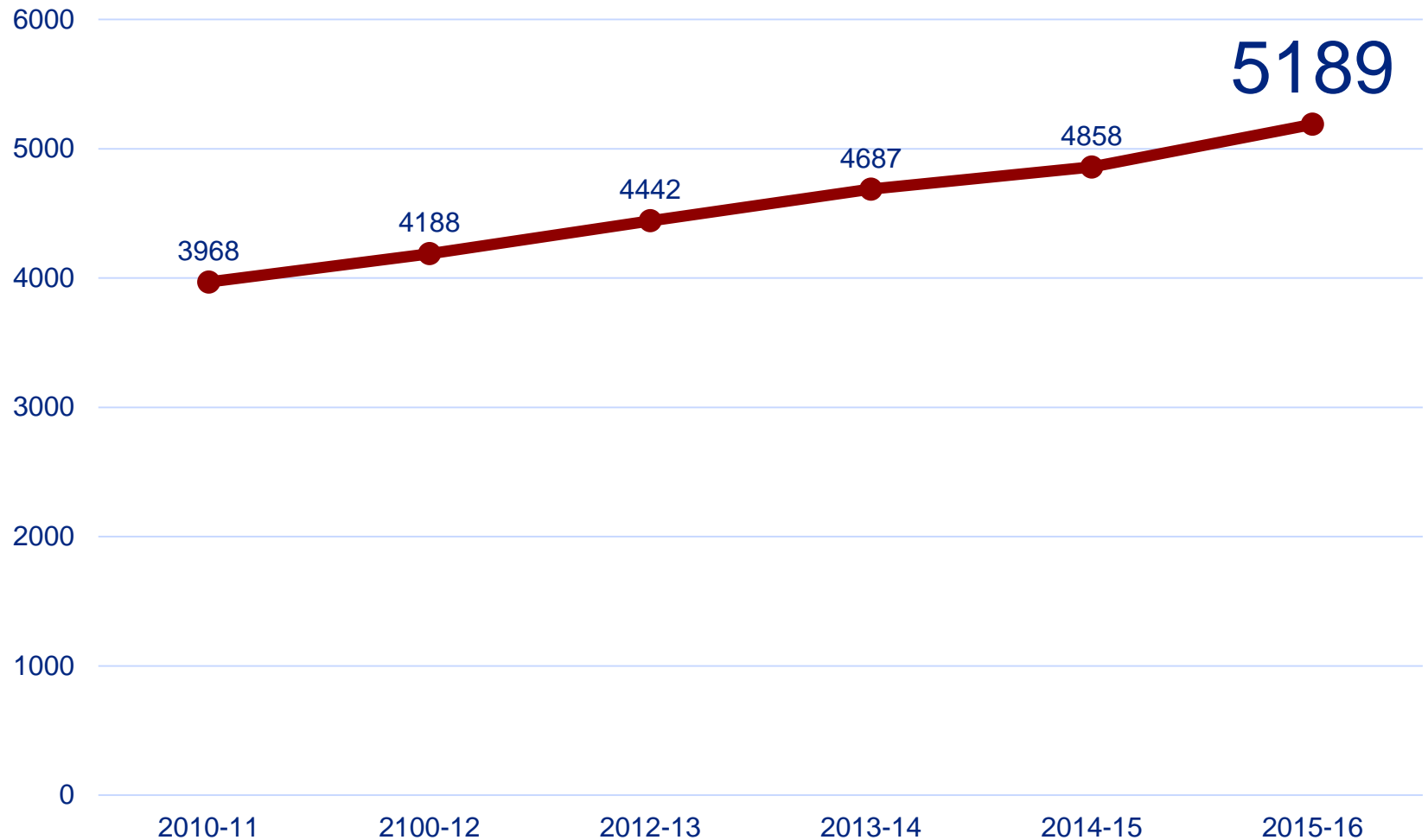
ACGME Institutional Requirements

- ID Designated Institutional Official
- Assign Program Director(s)
- Various committees
- Resident salary and benefits
- Learning/working environment
- Policies and procedures

ACGME Common Program Requirements

- Personnel
- Resources
- Faculty
- Resident eligibility
- Educational components
- Resident scholarly activities
- Evaluations of resident and faculty
- Duty hours
- Supervision
- Clinical responsibilities

Total number of ACGME-Accredited Participating Sites where Residents Rotate



Source: ACGME. *Data Resources Book: Academic Year 2015-2016*. 2016. Fig. F-2. ISBN 2473-8662.

Demonstrating a Need for a Uniform Agreement

Project Background:

- Negotiation over resident rotation agreements as a disruption/bottleneck
- Concerns voiced to the AAMC from member institutions at 2016 GRA Spring Meeting.
- The AAMC conducted a survey of DIOs (130 respondents) in September 2016

Fall 2016 DIO Survey Results

48% of respondents report that delays attributable to negotiating an agreement resulted in a resident

postponing or not participating in a required rotation



DIO Survey Results

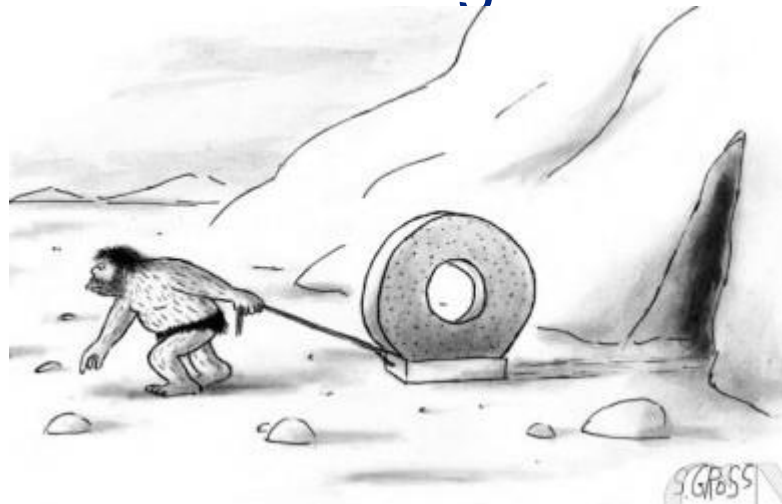


Key skirmishes in the “battle of the forms”

1. Indemnification
2. Insurance
3. Financial issues, including Medicare reimbursement
4. State immunity or other government requirements
5. Governing law
6. Regulatory and risk management issues , such as: licensure, criminal background checks, and drug screening

Our Assumptions in Drafting a Uniform Agreement

- Administrative time spent negotiating and renegotiating the same basic agreement is unproductive



- Clinical placements are manageable from a liability, litigation, and reimbursement perspective

Approach to Drafting

Develop a uniform agreement that is:

- *Consistent*
- *Simple*
- *Understandable*
- *Fair*
- Flexible to accommodate unique financial and state law issues through customized program letter of agreement
- Reflects stakeholder outreach

Uniform Resident Rotation Agreement

- Lowest common denominator
- Silent on Choice of Law
- No Contractual Indemnity Provisions
- General treatment of Insurance
- Program Letter of Agreement allows for statement of financial relationship, other variation

Benefits of a Uniform Agreement

- Standardized expectations
- Relationship stability – no surprises
- Cost reduction
- End-user friendly



AURRA Website

Group on Resident Affairs (GRA)

The Group on Resident Affairs (GRA) promotes exemplary leadership for high-quality graduate medical education (GME) and is the authoritative source on GME principles and practices in the medical education continuum within the AAMC and nationally.

GRA members are appointed. [More about GRA](#)

Spotlight

News

- Lawmakers End Shutdown and Extend CHIP, But Fail to Negotiate DACA Agreement
- AAMC Responds to ASPE's Request for Information

Resources

- AAMC Uniform Resident Rotation Agreement
- How to Post GME Policies on iCollaborative
- Stay Up-to-Date with GRA Webinars
- Institutional GME Leadership Competencies PDF
- Refugee Health Clinics Help New Arrivals, Provide Training Ground for Students and Residents
- Fostering Department of Veterans Affairs Relationships with Academic Affiliates to Improve Health Care Access and Quality for Veterans

Professional Development Opportunities

- AAMC GME Leadership Development Certificate Program
- 2018: Continuum Connections A Joint Meeting of the GSA, GRA, OSR, and ORR

GRA Home

- About GRA
- Communications
- Leadership
- Professional Development Opportunities
- Resources
- Contact GRA

Looking for Member-only Content?

Sign in here to update your member information.

Create AAMC Account

- Click sign in above
- Enter personal information
- Answer institutional identification questions
- Answer AAMC questions

Forgot Login?


- Click sign-in above
- Click "Forgot your password" or "Forgot your username"
- Enter the email address you

<https://www.aamc.org/members/gra/>



Uniform Agreement

www.aamc.org/download/483984/data/aamcuniformtermsandconditions.pdf 80% ... ☆ 🔍 aamc GRA

AAMC Uniform Terms and Conditions for Program Letters of Agreement 

AAMC UNIFORM TERMS AND CONDITIONS FOR PROGRAM LETTERS OF AGREEMENT

WHEREAS, the purpose of this document is to set forth the terms and conditions of the affiliation between Sponsoring Institution and Participating Site as incorporated into the AAMC Program Letter of Agreement, including the working arrangements, and agreements in furtherance thereof to provide high-quality clinical learning experiences for resident physicians (such term to include fellows or interns as applicable) of the Sponsoring Institution.

WHEREAS, this document, implemented through its associated Program Letter of Agreement, is intended and shall be interpreted to meet the Sponsoring Institution's accreditation standards related to affiliation agreements with clinical affiliates which require at a minimum:

- Identification of faculty who will assume both educational and supervisory responsibilities for residents.
- Specification of the faculty's responsibilities for teaching, supervision and formal evaluation of residents.
- Specification of the duration and goals and objectives of the educational rotation.
- Statement of the policies and procedures that will govern resident education during the assignment.

WHEREAS, neither party intends for this document to alter in any way its respective legal rights or its legal obligations to any third party.

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein along with those of the Program Letter of Agreement, the parties agree as follows:

A. Responsibilities of Sponsoring Institution

1. Administration of Residency Program. Sponsoring Institution shall, through its Program Director, assume responsibility for the overall administration of the program including the program curricula; general supervision of residents; appointment of the Site Director at the Participating Site (whose responsibilities are described in paragraph B.1 below) and designation of the Faculty at the Participating Site; assignment of residents to rotations; and, evaluation of the rotation.

1 of 8
AAMC Publication Date (January 22, 2016)
1/22/2018

<https://www.aamc.org/download/483984/data/aamcuniformtermsandconditions.pdf>



Program Letter of Agreement

Program Letter of Agreement Template

PROGRAM LETTER OF AGREEMENT

This Program Letter of Agreement is used to implement the AAMC Uniform Terms and Conditions which address important legal and business terms between the Sponsoring Institution and the Participating Site. The Uniform Terms and Conditions include provisions on the administration of the residency program; resident salaries and benefits; immunizations, criminal background checks, licensure, access to resources, resident supervision and evaluation, insurance coverage, HIPAA and other important issues. This Program Letter of Agreement should not be signed before reading and fully understanding the AAMC Uniform Terms and Conditions.

This Program Letter of Agreement is the residency training affiliation agreement between the Sponsoring Institution and the Participating Site with respect to a clinical training experience for the Sponsoring Institution's assigned residents, and the agreement of the parties to abide by all terms and conditions of the AAMC Uniform Terms and Conditions [dated Month DD, 20YY] which is hereby incorporated by reference, without modification or exception except as specified below. Any conflict between this Program Letter of Agreement and the AAMC Uniform Terms and Conditions are to be interpreted in favor of this Program Letter of Agreement.

This Program Letter of Agreement is effective from ____/____/____ and will remain in effect for five years or until updated or changed by the Sponsoring Institution and the Participating Site or terminated by either party.

1. Parties

Sponsoring Institution: _____

Participating Site: _____

2. Persons Responsible for Education and Supervision

Program Director at Sponsoring Institution: _____

Site Director at Participating Site: _____

Other faculty at Participating Site (by name or general group): _____

[The above named people are responsible for the education and supervision of the residents while rotating at the Participating Site.

11/3/2017 1 of 1

<https://www.aamc.org/members/gra/resources/483858/aamcuniformresidentrotationagreement.html>



AURRA FAQs

nc.org/download/483988/data/aamcuniformfaqs.pdf

80%

AAMC
January 22, 2018

AAMC Resident Rotation Uniform Agreement Frequently Asked Questions

Contents

A. Purpose	1
B. Specific Provisions of the Uniform Terms and Conditions	2
C. Using the Uniform Terms and Conditions	4
D. Using the Program Letter of Agreement	5
E. General Definitions	6

A. Purpose

- 1. Where did the AAMC Residency Rotation Uniform Terms and Conditions originate?**

The Association of American Medical Colleges (AAMC, or "we") heard from many of our member institutions about the need to make the approval process for resident rotations easier. With help from AAMC member teaching hospitals and with extensive consultation with attorney members of the American Health Lawyers Association and others, we developed the Uniform Terms and Conditions. We incorporated language from templates and models from various universities and hospitals into the agreement.
- 2. What is the advantage of using the Uniform Terms and Conditions?**

A set of uniform terms and conditions provides consistency and standardized expectations for both parties and can be incorporated into the Program Letter of Agreement (or other agreement) between the parties. (For ACGME-accredited programs, the Program Letter of Agreement will continue to be signed by the parties, and can be modified to incorporate the Uniform Terms and Conditions.) It should make the process easier for everyone and thus should save time and money.
- 3. Are the Uniform Terms and Conditions intended to supplant our long-standing and comprehensive affiliation agreement that covers many aspects of our relationship beyond residency rotations?**

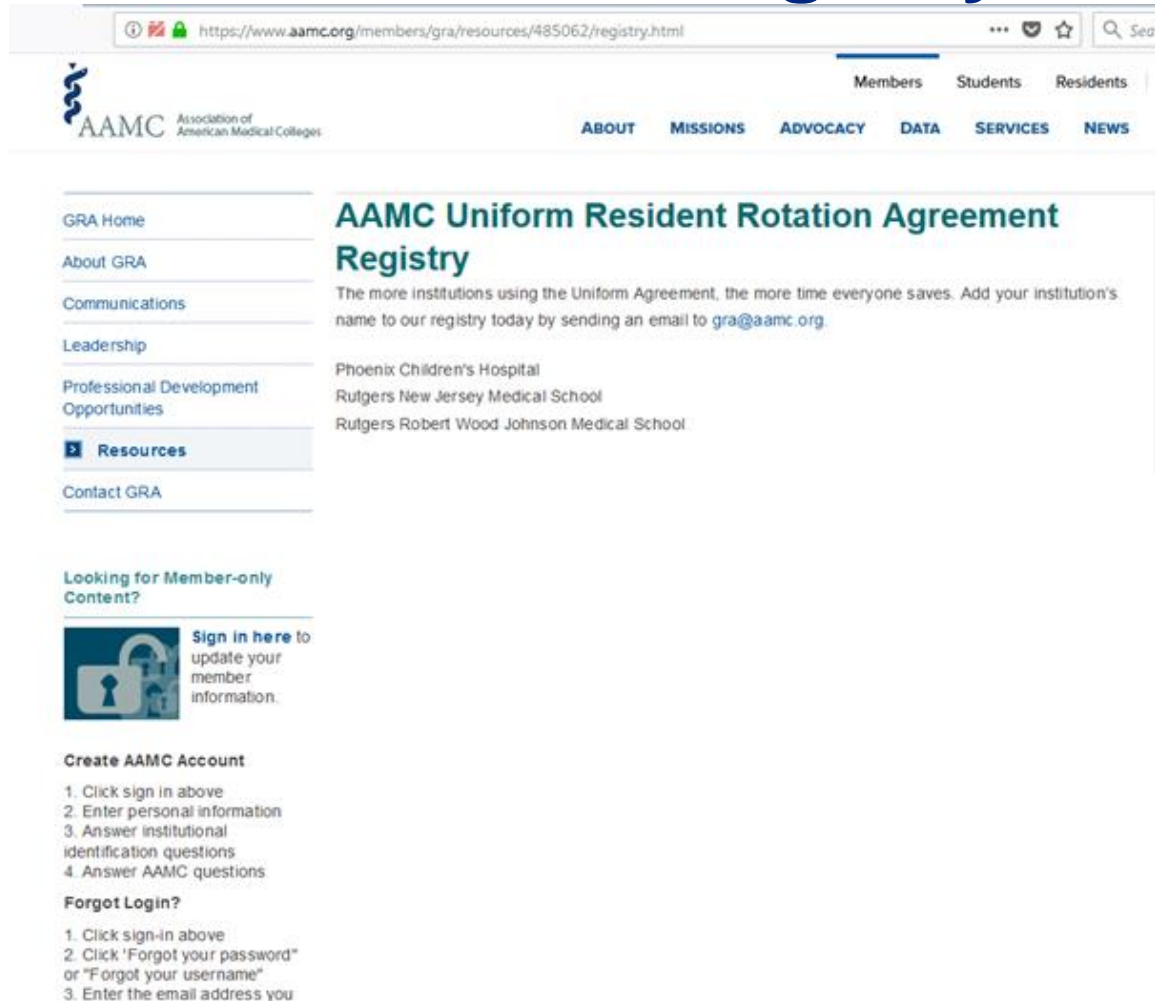
No, the Uniform Terms and Conditions are intended to address only a "battle of the forms" related to residency rotations, one that was delaying some rotations and otherwise taking up scarce time among program administrators and counsel. If closely-affiliated institutions have worked through residency rotations and are not experiencing the "battle of the forms," they may have no need to adopt our approach. But any institution is free to adopt all or part of the Uniform Terms and Conditions as it deems appropriate.

1/22/2018 1

<https://www.aamc.org/download/483988/data/aamcuniformfaqs.pdf>



The AURRA Registry



The screenshot shows a web browser window with the URL <https://www.aamc.org/members/gra/resources/485062/registry.html>. The page header includes the AAMC logo and navigation links for Members, Students, Residents, ABOUT, MISSIONS, ADVOCACY, DATA, SERVICES, and NEWS. The main content area features a sidebar with links to GRA Home, About GRA, Communications, Leadership, Professional Development Opportunities, Resources (highlighted), and Contact GRA. The main heading is "AAMC Uniform Resident Rotation Agreement Registry". Below the heading, a paragraph states: "The more institutions using the Uniform Agreement, the more time everyone saves. Add your institution's name to our registry today by sending an email to gra@aamc.org." A list of institutions follows: Phoenix Children's Hospital, Rutgers New Jersey Medical School, and Rutgers Robert Wood Johnson Medical School. A section titled "Looking for Member-only Content?" includes a "Sign in here" button with a padlock icon and the text "Sign in here to update your member information." Below this are instructions for "Create AAMC Account" and "Forgot Login?".

GRA Home

About GRA

Communications

Leadership

Professional Development Opportunities

Resources


Contact GRA

AAMC Uniform Resident Rotation Agreement Registry

The more institutions using the Uniform Agreement, the more time everyone saves. Add your institution's name to our registry today by sending an email to gra@aamc.org.

Phoenix Children's Hospital
Rutgers New Jersey Medical School
Rutgers Robert Wood Johnson Medical School

Looking for Member-only Content?

 Sign in here to update your member information.

Create AAMC Account

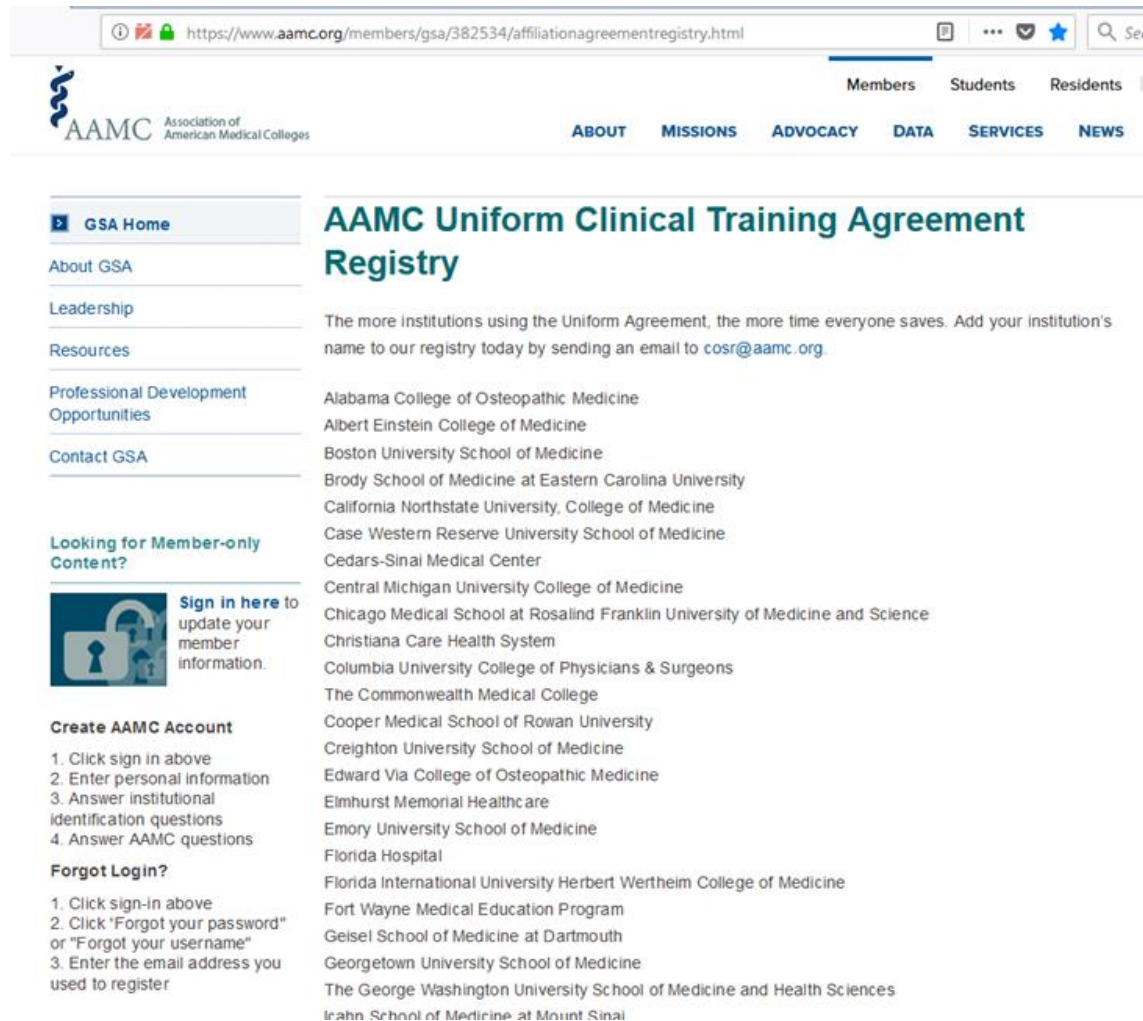
1. Click sign in above
2. Enter personal information
3. Answer institutional identification questions
4. Answer AAMC questions

Forgot Login?

1. Click sign-in above
2. Click "Forgot your password" or "Forgot your username"
3. Enter the email address you

<https://www.aamc.org/members/gra/resources/485062/registry.html>

Medical Student Rotation Agreement Registry



<https://www.aamc.org/members/gsa/382534/affiliationagreementregistry.html>

AAMC Association of American Medical Colleges

Members Students Residents

ABOUT MISSIONS ADVOCACY DATA SERVICES NEWS

GSA Home

About GSA


Leadership

Resources

Professional Development Opportunities

Contact GSA

Looking for Member-only Content?

 **Sign in here** to update your member information.

Create AAMC Account

1. Click sign in above
2. Enter personal information
3. Answer institutional identification questions
4. Answer AAMC questions

Forgot Login?

1. Click sign-in above
2. Click "Forgot your password" or "Forgot your username"
3. Enter the email address you used to register

AAMC Uniform Clinical Training Agreement Registry

The more institutions using the Uniform Agreement, the more time everyone saves. Add your institution's name to our registry today by sending an email to cosr@aamc.org.

Alabama College of Osteopathic Medicine
Albert Einstein College of Medicine
Boston University School of Medicine
Brody School of Medicine at Eastern Carolina University
California Northstate University, College of Medicine
Case Western Reserve University School of Medicine
Cedars-Sinai Medical Center
Central Michigan University College of Medicine
Chicago Medical School at Rosalind Franklin University of Medicine and Science
Christiana Care Health System
Columbia University College of Physicians & Surgeons
The Commonwealth Medical College
Cooper Medical School of Rowan University
Creighton University School of Medicine
Edward Via College of Osteopathic Medicine
Elmhurst Memorial Healthcare
Emory University School of Medicine
Florida Hospital
Florida International University Herbert Wertheim College of Medicine
Fort Wayne Medical Education Program
Geisel School of Medicine at Dartmouth
Georgetown University School of Medicine
The George Washington University School of Medicine and Health Sciences
Icahn School of Medicine at Mount Sinai

<https://www.aamc.org/members/gsa/382534/affiliationagreementregistry.html>



The Registry

How it works:

send an email to gra@aamc.org.

Outreach (underway)

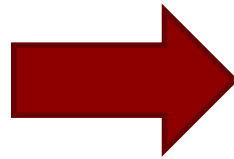
- AAMC members
- AIAMC
- AHLA
- AHME
- ACGME
- OPDA
- ABA
- NACUA
- **Others?**

Have we convinced you?

Please go to the chatroom now and signal whether you are inclined to list your institution on the Registry.

This is not binding, just a “sense of the group.”

Questions and Comments





Tomorrow's Doctors, Tomorrow's Cures

Learn

Serve

Lead

Association of
American Medical Colleges