



UCIRVINE

UC COMPENSATION FOR INJURY GUIDELINES

- 1a. **GENERAL PROVISION OF MEDICAL TREATMENT OR REIMBURSEMENT OF MEDICAL COST**
The University of California will provide to any injured subject any and all medical treatment reasonably necessary for any injury or illness which a human subject suffers as a direct result of participation in an authorized University activity covered by University policy on the protection of human subjects in research or reimburse the subject for the costs of such treatment, except when the injury or illness is a consequence of a medical research procedure which is designed to benefit the subject directly.
- 1b. **REIMBURSEMENT FOR MEDICAL TREATMENT FOR INJURIES THAT OCCUR ON PRIVATE SPONSORED CLINICAL TRIALS (DRUG AND DEVICE TESTING USING HUMAN SUBJECTS)**
 - a. The sponsor assumes responsibility for reimbursing the University for reasonable cost of medical treatment for injuries directly resulting from participation in the study.
 - b. It is not acceptable to require billing of third party insurance companies in lieu of recovery of such costs from the sponsor, nor is it appropriate to accept provisions restricting participation of human subjects on the basis of medical insurance coverage status or on the subject's ability to pay.
 - c. This requirement **does not** apply to drug and device testing using human subjects under a University-initiated (investigator-initiated) protocol financed intramurally (i.e., department funds) or federally (e.g., NIH, NCI, NICHD, NSABP).
2. **CONDITIONS OF THE UNIVERSITY' OBLIGATION TO PROVIDE MEDICAL TREATMENT**
The obligation of the University shall be subject to the following conditions:
 - a. It must be demonstrated that the injury resulted directly from participation in the specified activity.
 - b. Written notification of any such injury is to be given to the University by the human subject within a reasonable time after discovery.
 - c. Any claim for reimbursement is to be supported by appropriate documentation.
3. **PREFERENCE OF LOCATION FOR MEDICAL TREATMENT**
It is the preference of the University that the medical treatment be provided at a University of California medical facility.
4. **COMPENSATION OF HUMAN SUBJECTS FOR INJURY**
In general, the University's policy does not provide for compensation of injured subjects through payments for lost wages, cost of pain and suffering, or additional expenses beyond those of medical care.

References:

18-200 University Policy on the Protection of Human Subjects in Research (18-200 – 18-340, 18-360)
<http://www.ucop.edu/raohome/cgmanual/chap18.html#18-200>

Requirements for Administration of Agreements with Private Sponsors for Drug and Device Testing Using Human Subjects University of California; Office of the President, February 3, 1995 memo
<http://www.ucop.edu/raohome/cgmemos/95-05.html>