

ATTACHMENT I TO APPENDIX B OF UNOS BYLAWS

Designated Transplant Program Criteria

~~II. **Inactive Program Status.** Designated transplant programs qualified in accordance with these Attachment I criteria that fail to remain functionally active shall voluntarily stop transplantation at that transplant program for a period of up to twelve months by notice to the Executive Director, or may relinquish designated transplant program status for the program. This voluntary action to stop transplantation may be extended beyond twelve months upon request to the MPSC and demonstration to the MPSC's satisfaction of the benefit of such extension, together with a plan and timeline for re-starting transplantation at the program which shall include assurance that all OPTN membership criteria will be met at the time of re-starting transplantation. For purposes of these Bylaws, "functionally inactive" is defined as:~~

~~(1) The inability to serve patients, as a group, for a sustained and significant time period, where a period of 15 days or more is presumed to be sustained and significant, or~~

~~(2) No transplant performed for a period of time defined as:~~

~~(i) No transplant performed in three months in the case of kidney, liver, and heart transplant programs,~~

~~(ii) No transplant performed in six months in the case of pancreas and lung programs, and~~

~~(iii) No transplant performed in one year in the case of transplant programs located in stand-alone pediatric transplant hospitals, with no explanation deemed satisfactory by the MPSC that the program remains qualified pursuant to the criteria defined in this Appendix B to provide transplant services.~~

~~If the program fails to take either action voluntarily, the Membership and Professional Standards Committee may recommend that the Board of Directors take appropriate action in accordance with Appendix A of these Bylaws which action may include those defined as adverse under Section 3.01A. Program inactivation or relinquishment of designated transplant program status involves (i) prompt suspension of transplantation, (ii) notice to patients (with a of the need to inactivate, removal of these patients from the program's waiting list, or if the patient desires transfer of the patient to the list of another Member Transplant Hospital, and (iii) assistance for patients in identifying the designated transplant programs to which they can transfer. Upon submission and review of information establishing that the Member has again become active in human organ transplantation and that all other criteria for membership are met, the Membership and Professional Standards Committee shall recommend to the Board of Directors take appropriate action.~~

~~To assure equity in waiting times, and facilitate smooth transfer of patients from the waiting list of a program that is inactivated or relinquishes designated transplant status, patients on the waiting list of a designated transplant program at the time of inactivation or relinquishment of designated status may retain existing waiting time and continue to accrue waiting time appropriate to their status on the waiting list at the time of inactivation or relinquishment of designated status of their program for a maximum of 90 days following that program's inactivation or relinquishment of designated status. This total acquired waiting time may be, with agreement of the accepting center, transferred to the patient's credit when s(he) is listed with a new program.~~

~~It is expected that all designated transplant programs will duly inform their patients on the waiting list if there will be an extended period of time when the program will be unable to perform transplants. Programs that are not able to serve patients, as a group, for a period of 15 consecutive days or more are further expected to notify UNOS and their patients as described above.~~

NOTE: *UNOS Bylaw, Appendix B, Attachment I, Section II, (Inactive Program Status), shall be deleted in its entirety pending distribution of appropriate notice and programming in UNetSM. (Approved at the November 2008 Board of Directors Meeting)*