

**Supplemental Attachment to
HHS-520 “REQUEST FOR APPROVAL OF OUTSIDE ACTIVITY”
NIH Fellows Providing Patient Care (e.g. Moonlighting)**

Instructions

This form is required for NIH Fellows requesting approval to provide patient care as an outside activity (e.g. moonlighting). Please read, complete, and print this page. After your Program Director and/or mentor/supervisor signs, scan and attach this document to your form HHS-520 “REQUEST FOR APPROVAL OF OUTSIDE ACTIVITY”. The scanned copy filename should include your name, (e.g., SmithJohnP.pdf) so that it can be easily associated with your Ethics file.

Summary Guidance

Employees of the National Institutes of Health generally may not engage in employment with, among others, health care providers (5 CFR 5501.109(c)). However, an exception in the regulation permits employees to engage in and receive compensation for the outside practice of medicine that involves the provision of care, treatment or other health-related services to individual patients under certain conditions (5 CFR 5501.109(c)(3)(iii)).

Employees are prohibited from engaging in an outside activity that is part of an ongoing research project conducted or funded by the NIH; may not establish a private practice relationship with a current or recently discharged NIH patient or subject of an NIH-conducted or NIH-funded clinical trial or protocol; and may not personally refer private practice patients to the NIH. Employees are prohibited from accepting compensation for employment in connection with an activity (grant, contract, cooperative agreement or CRADA) funded by any component of the HHS (5 CFR 5501.106(c)). Therefore, you should be mindful of these prohibitions and ensure that your official duties do not overlap with this outside activity. You are further reminded that engaging in outside clinical practice must be performed on your own time and without the use of NIH resources.

NIH Fellow and Outside Activity Information

Name (print):

1. I am in an ACGME accredited program. I understand that outside clinical practice hours related to “internal moonlighting” are included when calculating total resident/fellow work hours in my program. I also understand that “internal moonlighting” includes all hours spent in outside practice at any clinical site affiliated with my training program. Accordingly, I will adhere to the 80 hour work week that applies to hours worked at NIH and at all clinical sites affiliated with my program. I have read the [NIH Ethics Program guidance on Outside Activities](#) and will adhere to the terms and conditions of the guidance. (Signature of Program Director and Supervisor Required)

2. I am in an ACGME accredited program. However, I am in my research year(s) of the program and the 80 work week restrictions no longer apply. I have consulted and discussed my desire to engage in outside clinical practice with my mentor and supervisor. (Signature of Supervisor Required)

3. I am in a non-ACGME accredited program. While my program has no restrictions on hours worked, I have read the [NIH Ethics Program guidance on Outside Activities](#) and will adhere to the terms and conditions of the guidance. (Signature of Program Director and Supervisor Required)

