



## **Declaration Under California Health and Safety Code §§ 119400-119402**

California Health & Safety Code, Section 119402 (“California Compliance Law”) requires a pharmaceutical company to adopt a Comprehensive Compliance Program (“CCP”) that is in accordance with the April 2003 publication “Compliance Program Guidance for Pharmaceutical Manufacturers” (“OIG Compliance Program Guidance”) which was developed by the United States Department of Health and Human Services Office of Inspector General (“OIG”) and include policies for complying with the Pharmaceutical Research and Manufacturers of America Code on Interactions with Healthcare Professionals (“PhRMA Code”). Further, the California Compliance Law requires that the CCP include limits on gifts or incentives provided to healthcare professionals (“HCPs”) covered by the California Compliance Law and make its CCP and an annual declaration of compliance available to the public.

Kiniksa Pharmaceuticals (“Kiniksa”) has established a CCP, described in further detail below, in accordance with the OIG Compliance Program Guidance. Additionally, Kiniksa has adopted the PhRMA Code and implemented policies, procedures and processes designed to ensure compliance with the PhRMA Code. As part of its CCP, Kiniksa does not provide or offer gifts (even of nominal value) to HCPs and implemented policies to establish annual expenditure limits provided to HCPs in accordance with the California Compliance Law.

### **Annual Declaration for July 1, 2022**

To the best of our knowledge and based on a good faith understanding of the statutory requirements, Kiniksa meets the requirements set forth by the California Health and Safety Code §§ 119400-119402. By making this declaration, Kiniksa is neither certifying nor representing that in all circumstances we can prevent individual employees from engaging in improper conduct or otherwise violating the standards set forth in Kiniksa’s CCP. As recognized by the OIG Compliance Program Guidance, even an effective compliance program cannot eliminate the possibility that one or more individual employee engages in conduct that would be considered improper. However, Kiniksa has established procedures to identify potential violations of Kiniksa’s Code of Business Conduct and Ethics, policies and procedures, or laws and regulations, and to take reasonable and appropriate remedial or corrective action to address violations. In addition, on an ongoing basis, Kiniksa assess its CCP and makes enhancements as necessary.

A summary of Kiniksa’s CCP and a copy of this declaration can be obtained by calling 1-781-431-9100 or e-mailing [compliance@kiniksa.com](mailto:compliance@kiniksa.com).

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## **Kiniksa Compliance Program Overview**

### **Leadership and Structure**

#### **Chief Compliance Officer**

Kiniksa's compliance program is led by our Chief Compliance Officer, who is responsible for administering all aspects of Kiniksa's compliance program. The Chief Compliance Officer is a member of Kiniksa's senior management team and makes regular reports regarding compliance matters to Kiniksa's Compliance Committee and Board of Directors.

#### **Compliance Committee**

Kiniksa has established a Compliance Committee, made up of senior leaders from across the organization and chaired by Kiniksa's Chief Compliance Officer. The Compliance Committee provides oversight and support for Kiniksa's compliance efforts and meets on a regular basis to discuss compliance matters, including assessment of Kiniksa's compliance program, developments in the legal and regulatory environment, compliance risk areas and improvements to Kiniksa's compliance program.

### **Written Standards**

Kiniksa's Code of Business Conduct and Ethics sets forth core guidelines and requirements to help Kiniksa employees comply with company policies, applicable laws and regulations, promote integrity and the highest standards of ethical conduct and address common ethical situations. In addition to the Code of Business Conduct and Ethics, Kiniksa maintains policies and procedures that guide Kiniksa employees and contractors in their day-to-day activities. Kiniksa policies and procedures are designed to ensure that interactions with healthcare professionals ("HCPs"), healthcare organizations ("HCOs") and government officials are appropriate; and therefore, encompass relevant laws, regulations, and industry codes, including, but not limited to, the PhRMA Code. Kiniksa regularly reviews and updates its policies and procedures to ensure ease of comprehension, incorporate changes to the law and industry codes.

### **Education and Training**

Kiniksa regularly provides compliance training to all Kiniksa employees through live and web-based programs. Compliance training covers Kiniksa's Code of Business Conduct and Ethics, policies and procedures, industry rules and guidelines, including the PhRMA Code and a variety of federal and state laws and regulations that impact the way Kiniksa conducts business, including, but not limited to, the False Claims Act ("FCA"), the Anti-Kickback Statute ("AKS"), and Federal and State transparency and disclosure requirements. New Kiniksa employees are required to receive compliance training as part of their initial training program, and employees receive on-going compliance training on a routine and periodic basis.

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### **Effective Lines of Communication**

Kiniksa provides multiple channels for Kiniksa employees to ask questions, raise concerns and report actual or potential violations of Kiniksa's Code of Business Conduct and Ethics, policies and procedures, or laws and regulations. Kiniksa employees are encouraged to raise concerns or make a report to their managers. Additional resources available to help Kiniksa employees include other members of Kiniksa's management, the Human Resources, Compliance, or Legal Departments, or the Kiniksa hotline either [online](#) or by phone at 1-844-950-2844. Kiniksa employees may also e-mail the Compliance Department directly at [compliance@kiniksa.com](mailto:compliance@kiniksa.com). Kiniksa fosters an open-door environment and has adopted confidentiality and non-retaliation policies which encourage Kiniksa employees to raise concerns and report actual or potential violations and protects employees who, in good faith, raise their concerns or make a report.

### **Internal Auditing and Monitoring**

On a routine basis, Kiniksa performs compliance monitoring and audits to help detect and prevent violations of Kiniksa's Code of Business Conduct and Ethics, policies and procedures, or laws and regulations, as well as assists in improving Kiniksa's compliance program and relevant business practices. Additionally, Kiniksa performs an annual compliance risk assessment to identify, prioritize and manage existing and potential threats related to legal, regulatory, or compliance violations or ethical misconduct. Issues and opportunities for improvement identified through compliance monitoring and audits and the annual compliance risk assessment are addressed by the Compliance Department and when necessary, additional education, training and corrective action are taken.

### **Responding to Potential Violations and Corrective Action Procedures**

The Compliance Department is responsible for overseeing, tracking, and ensuring thorough and proper investigations are conducted for all reports of potential violations. Investigations which determine a violation of Kiniksa's Code of Business Conduct and Ethics, policies and procedures, or laws and regulations, may result in disciplinary action, up to and including termination, as appropriate. Anonymized reports of all compliance investigations are produced by the Compliance Department for review by the Compliance Committee and Audit Committee of the Board of Directors.

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