

Compliance with California Health & Safety Code § 119402

NOTE: This information is provided pursuant to the requirements of California Health & Safety Code, Section 119402, which requires pharmaceutical companies doing business in California to make available their compliance program and annual written declaration of compliance with the compliance program.

California Health & Safety Code, Sections 119400 – 119402, (“California Compliance Law”) requires pharmaceutical companies to adopt a comprehensive compliance program (“CCP”) in accordance with the Compliance Program Guidance for Pharmaceutical Manufacturers (“OIG Guidance”) developed and published by the United States Department of Health and Human Services Office of Inspector General (“OIG”) in 2003. The CCP must also include policies for compliance with the Pharmaceutical Research and Manufacturers of America (“PhRMA”) Code on Interactions with Health Care Professionals (“PhRMA Code”). The CCP must be updated within six months of any changes to the OIG Guidance or the PhRMA Code.

Harrow Eye, LLC (“Harrow”) has established a CCP in accordance with the OIG Guidance and has policies in place to foster compliance with the PhRMA Code. For purposes of compliance with the requirements of the California Compliance Law and as part of the CPP, Harrow has established a specific annual aggregate dollar limit of \$2,000 on gifts, promotional materials, or items or activities that Harrow may give or otherwise provide to an individual medical or healthcare professional in California on an annual basis from January 1 to December 31. Such items or activities primarily include: medical textbooks and other items that principally entail a patient benefit or are related to the healthcare professional’s practice; modest meals associated with a substantive discussion of a Harrow product or a disease state; and other items or activities permitted under the PhRMA Code and/or the OIG Guidance.

This limit may be revised from time to time, in which case the revised limit will be published on the website. This limit represents an annual spending cap; in many cases, the amount spent per medical professional may be substantially less than the cap amount. Harrow will conduct periodic audits (at least annually) to help ensure compliance with the annual spending limits in California.

The following expenses are exempt from consideration in calculating those limits:

- drug samples intended for free distribution to patients;
- financial support for continuing medical education forums;
- financial support for health education scholarships; or
- payments and expenses associated with legitimate professional services that meet specific requirements.

Annual Declaration of Compliance

To the best of our knowledge and based on a good faith understanding of the statutory requirements, as of March 15, 2025, Harrow is in material compliance with its Comprehensive Compliance Program (“CCP”) and the requirements of the California Health & Safety Code Sections 119400-119402. It is Harrow’s expectation that all employees comply with its CCP and all policies that support the CCP.

In addition to accessing via the website, a copy of this CCP overview and Declaration may be obtained by calling 844-446-6979.