

Physician Services Exception

Stark's prohibition on referrals to an entity in which the referring physician has an ownership or investment interest and/or a compensation arrangement does not apply to physician services furnished on a referral basis if the following elements of the physician services exception are met:

Elements of the Exception	Check if Applicable to the Arrangement
The service is furnished personally by another physician who is a member of the referring physician's group practice	
The service is furnished under the supervision of another physician who is a member of the referring physician's group practice	

Physician services means professional services performed by physicians, including diagnosis, consultation, surgery, and home, office and institutional calls. The exception does not apply to inpatient hospital services provided by interns or residents-in-training.

Note: The physician services exception is only available to physicians whose organization meets the Stark law definition of a group practice. The law's definition of a group practice is contained within this Appendix.