

This safe harbor provides that remuneration does not include any payment that is a return on an investment interest, such as a dividend or interest income, made to a solo or group practitioner investing in his or her own practice or group practice if all of the following standards are met:

Elements of the Safe Harbor	Check if Applicable to the Arrangement
The equity interests in the practice or group must be held by licensed health care professionals who practice in the practice or group	
The equity interests must be in the practice or group itself, and not some subdivision of the practice or group	
<p>In the case of group practices, the practice must:</p> <ol style="list-style-type: none"> 1. Meet the definition of group practice in the Social Security Act [Section 1977(h)(4)] and its implementing regulations; and 2. Be a unified business with centralized decision-making, pooling of expenses and revenues, and a compensation/profit distribution system that is not based on satellite offices operating substantially as if they were separate enterprises or profit centers 	
Revenues from ancillary services, if any, must be derived from “in-office ancillary services” that meet the definition of this term set forth in Section 1877(b)(2) of the Social Security Act and its implementing regulations	