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New Settlement under Stark Self-Referral Disclosure Protocol

By Jennifer Hutchens and Kelly Koeninger*

On November 8, the Centers for Medicare & Medicaid Services (CMS) announced it reached a new settlement under the Voluntary Self-Referral Disclosure Protocol (SRDP).

The settlement involved violations of the federal physician self-referral statute (commonly known as the Stark Law) by a nonprofit acute care hospital located in Oklahoma (Hospital). Under the SRDP, the Hospital disclosed that it may have violated the Stark Law because its arrangements with four physicians for the provision of electrocardiogram interpretation services failed to satisfy the requirements of any applicable exception under Stark. The Hospital's violations were settled for \$124,008.

CMS provides a [list](#) of "select" self-disclosures resolved under the SRDP, including these settlements.

**We would like to thank Jennifer C. Hutchens and Kelly A. Koeninger (Robinson Bradshaw and Hinson PA, Charlotte, NC), for authoring this email alert.*

Member benefit educational opportunity:

Participate in the [webinar](#) on patients, providers, and plans: the legal implications of the Mental Health Parity and Addiction Equity Act (December 4).

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