

(7) A HEALTH CARE PRACTITIONER OR MEMBER OF A SINGLE SPECIALTY GROUP PRACTICE, INCLUDING ANY PERSON EMPLOYED OR AFFILIATED WITH A HOSPITAL, WHO HAS A BENEFICIAL INTEREST IN A HEALTH CARE ENTITY THAT IS OWNED OR CONTROLLED BY A HOSPITAL OR UNDER COMMON OWNERSHIP OR CONTROL WITH A HOSPITAL IF:

(I) THE HEALTH CARE PRACTITIONER OR OTHER MEMBER OF THAT SINGLE SPECIALTY GROUP PRACTICE PROVIDES THE HEALTH CARE SERVICES TO A PATIENT PURSUANT TO A REFERRAL OR IN ACCORDANCE WITH A CONSULTATION REQUESTED BY ANOTHER HEALTH CARE PRACTITIONER WHO DOES NOT HAVE A BENEFICIAL INTEREST IN THE HEALTH CARE ENTITY; OR

(II) THE HEALTH CARE PRACTITIONER OR OTHER MEMBER OF THAT SINGLE SPECIALTY GROUP PRACTICE REFERRING A PATIENT TO THE FACILITY, SERVICE, OR ENTITY PERSONALLY PERFORMS OR SUPERVISES THE HEALTH CARE SERVICE OR PROCEDURE; OR

(8) A HEALTH CARE PRACTITIONER WITH A BENEFICIAL INTEREST IN, OR COMPENSATION ARRANGEMENT WITH, A HOSPITAL OR RELATED INSTITUTION AS DEFINED IN § 19-301 OF THE HEALTH - GENERAL ARTICLE OR A FACILITY, SERVICE, OR OTHER ENTITY THAT IS OWNED OR CONTROLLED BY A HOSPITAL OR RELATED INSTITUTION OR UNDER COMMON OWNERSHIP OR CONTROL WITH A HOSPITAL OR RELATED INSTITUTION IF:

(I) THE BENEFICIAL INTEREST WAS HELD OR THE COMPENSATION ARRANGEMENT WAS IN EXISTENCE ON JANUARY 1, 1993; AND

(II) THEREAFTER THE BENEFICIAL INTEREST OR COMPENSATION ARRANGEMENT OF THE HEALTH CARE PRACTITIONER DOES NOT INCREASE.

(E) A HEALTH CARE PRACTITIONER EXEMPTED FROM THE PROVISIONS OF THIS SECTION IN ACCORDANCE WITH SUBSECTION (D) SHALL BE SUBJECT TO THE DISCLOSURE PROVISIONS OF § 1-303 OF THIS SUBTITLE.

1-303.

(A) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION AND TITLE 12 OF THIS ARTICLE, A HEALTH CARE PRACTITIONER MAKING A LAWFUL REFERRAL ~~EXEMPTED UNDER THE PROVISIONS OF § 1-302(D) OF THIS SUBTITLE~~ SHALL DISCLOSE THE EXISTENCE ~~OR~~ OF THE BENEFICIAL INTEREST IN ACCORDANCE WITH PROVISIONS OF THIS SECTION.

(B) PRIOR TO REFERRING A PATIENT TO A HEALTH CARE ENTITY IN WHICH THE PRACTITIONER, THE PRACTITIONER'S IMMEDIATE FAMILY, OR THE PRACTITIONER IN COMBINATION WITH THE PRACTITIONER'S IMMEDIATE FAMILY OWNS A BENEFICIAL INTEREST, THE HEALTH CARE PRACTITIONER SHALL:

(1) EXCEPT IF AN ORAL REFERRAL IS MADE BY TELEPHONE, PROVIDE THE PATIENT WITH A WRITTEN STATEMENT THAT:

(I) DISCLOSES THE EXISTENCE OF THE OWNERSHIP OF THE BENEFICIAL INTEREST OR COMPENSATION ARRANGEMENT;