

~~(III)~~ (IV) PARENT; OR

~~(IV)~~ (V) SIBLING.

(6) "SIGNIFICANT BENEFICIAL INTEREST" MEANS OWNERSHIP OF ANY FINANCIAL INTEREST THAT IS GREATER THAN THE LESSER OF:

(I) 2 PERCENT OF THE WHOLE; OR

(II) \$5,000.

(B) THIS SECTION DOES NOT APPLY TO:

(1) A HEALTH CARE PRACTITIONER WHO TREATS A MEMBER OF A HEALTH MAINTENANCE ORGANIZATION AS DEFINED IN § 19-701 OF THE HEALTH - GENERAL ARTICLE; ~~OR~~

(2) A HEALTH CARE PRACTITIONER WHO REFERS A PATIENT TO ANOTHER HEALTH CARE PRACTITIONER IN THE SAME GROUP PRACTICE AS THE REFERRING HEALTH CARE PRACTITIONER; OR

(3) A PATHOLOGIST WHO REQUESTS DIAGNOSTIC CLINICAL LABORATORY TESTS OR PATHOLOGICAL EXAMINATION SERVICES, IF THE TESTS OR SERVICES ARE FURNISHED BY OR UNDER THE SUPERVISION OF THE PATHOLOGIST IN ACCORDANCE WITH A REQUEST BY ANOTHER PHYSICIAN.

(C) (1) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A HEALTH CARE PRACTITIONER MAY NOT REFER A PATIENT OR DIRECT AN EMPLOYEE OF THE PRACTITIONER TO REFER A PATIENT TO A HEALTH CARE SERVICE IN WHICH THE PRACTITIONER, THE PRACTITIONER'S IMMEDIATE FAMILY, OR THE PRACTITIONER IN COMBINATION WITH THE PRACTITIONER'S IMMEDIATE FAMILY OWNS A SIGNIFICANT BENEFICIAL INTEREST.

(2) EXCEPT AS OTHERWISE PROVIDED IN TITLE 12 OF THIS ARTICLE, A HEALTH CARE PRACTITIONER MAY REFER A PATIENT OR DIRECT AN EMPLOYEE OF THE PRACTITIONER TO REFER A PATIENT TO A HEALTH CARE SERVICE IN WHICH THE PRACTITIONER, THE PRACTITIONER'S IMMEDIATE FAMILY, OR THE PRACTITIONER IN COMBINATION WITH THE PRACTITIONER'S IMMEDIATE FAMILY OWNS A SIGNIFICANT BENEFICIAL INTEREST, IF PRIOR TO THE REFERRAL THE PRACTITIONER:

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

1. DISCLOSES THE EXISTENCE OF THE OWNERSHIP OF THE SIGNIFICANT BENEFICIAL INTEREST;