

REPORT OF THE COUNCIL ON ETHICAL AND JUDICIAL AFFAIRS

CEJA Report 2-A-08

Subject: Legal and Ethical Guidelines for Leasing Arrangements in Medical Imaging
(Resolution 12, A-07)

Misuse of Ancillary Office Exemption by a Referring Physician or Physician
Group of a Different Specialty for the Purpose of Remuneration for Patient
Referral (Resolution 17, A-07)

Presented by: Mark A. Levine, MD, Chair

1 At its 2007 Annual Meeting, the American Medical Association (AMA) House of Delegates
2 adopted Resolution 12, “Legal and Ethical Guidelines for Leasing Arrangements in Medical
3 Imaging.” This resolution asks that the Council on Ethical and Judicial Affairs study the different
4 types of leasing arrangements for medical imaging and develop an Opinion on the ethics of such
5 arrangements.

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7 Also at its 2007 Annual Meeting, the AMA House of Delegates adopted Resolution 17, “Misuse of
8 Ancillary Office Exemption by a Referring Physician or Physician Group of a Different Specialty
9 for the Purpose of Remuneration for Patient Referral,” which asks the Council to examine ethical
10 questions about self-referral that may arise in the formation of specialty medical practices.

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12 In analyzing the ethical principles underlying these issues, the Council recognizes that they are
13 related to other issues of physician self-referral. The Council has elected to offer our perspective on
14 these Resolutions in the context of an inclusive Report on physician self-referral. This project is
15 larger in scope than was anticipated and is not completed in time for presentation to A-08. We
16 intend to submit a Report on physician self-referral to I-08.