

RPA Leasing Information

Source: Social Security Act.

§ 410.26 Services and supplies incident to a physician's professional services: Conditions.

a) *Definitions.* For purposes of this section, the following definitions

(c) ***Nonphysician personnel.*** Any nonphysician personnel used by the IDTF to perform tests must demonstrate the basic qualifications to perform the tests in question and have training and proficiency as evidenced by licensure or certification by the appropriate State health or education department. In the absence of a State licensing board, the technician must be certified by an appropriate national credentialing body. The IDTF must maintain documentation available for review that these requirements are met.

(d) ***Independent contractor*** means an individual (or an entity that has hired such an individual) who performs part-time or full-time work for which the individual (or the entity that has hired such an individual) receives an IRS-1099 form.

1. (4) ***Leased employment*** means an employment relationship that is recognized by applicable State law and that is established by two employers by a contract such that one employer hires the services of an employee of the other employer.

(5) ***Noninstitutional setting*** means all settings other than a hospital or skilled nursing facility.