

**ARIZONA STATE BOARD OF PODIATRY EXAMINERS
SUBSTANTIVE POLICY STATEMENT REGARDING BOARD POLICIES
AND PROCEDURES NOTIFYING ALL LICENSEES THAT THE BOARD IS ADOPTING THE
FOLLOWING GUIDELINE AS A MODEL POLICY FOR THE
INTERPRETATION OF THE TERM “FEE SPLITTING.”**

SPS 13-01

This Substantive Policy Statement is advisory only. A Substantive Policy Statement does not include internal procedural documents that only affect the internal procedures of the agency and does not impose additional requirements or penalties on regulated parties or include confidential information or rules made in accordance with the Arizona administrative procedure act. If you believe that this Substantive Policy Statement does impose additional requirements or penalties on regulated parties you may petition the agency under Arizona Revised Statutes §41-1033 for a review of the document.

A.R.S. §32-854.01(7) provides that “fee splitting under any guise whatsoever” is considered an act of unprofessional conduct. The Arizona Board of Podiatry Examiners hereby adopts the following guideline with regard to the interpretation of the term “fee splitting:”

“Fee splitting” includes, but is not limited to, soliciting patients or potential patients through internet-based marketing systems which utilize vouchers or coupons to secure medical services, or any other paid referral system for the same, where the podiatrist and a third party each keep or receive part of the fee paid by the patient or potential patient for each voucher or coupon.

(Adopted at the Arizona Board of Podiatry Examiners meeting on September 11, 2013.)

**NOTICE OF AGENCY SUBSTANTIVE POLICY STATEMENT
STATE OF ARIZONA BOARD OF PODIATRY EXAMINERS**

1. **Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referred:**

Notification to existing active licensees and applicants applying for a podiatry license that as part of the policy governing the practice of podiatry the Board has adopted guidelines regarding the interpretation of the term “fee splitting.” This Board policy is number SPS 13-01.

2. **Date the substantive policy statement was issued and the effective date of the policy statement is different from the issuance date:**

The substantive policy statement was adopted by the Board on September 11, 2013 and was effective on that date.

3. **Summary of the contents of the substantive policy statement:**

The statement provides notice to new license applicants and existing licensees of the guidelines adopted by the Board with regard to the interpretation of the term “fee splitting.”

4. **A statement as to whether the substantive policy statement is a new statement or a revision:**

This is a new statement.

5. **The name, address, and telephone number of the person to whom questions and comments about the substantive policy statement may be directed:**

Name: Sarah Penttinen, Executive Director

Address: 1400 W. Washington St., #230, Phoenix, AZ 85007.

Telephone: (602) 542-3095

Fax: (602) 542-3093

6. **Information about where a person may obtain a copy of the substantive policy statement and the cost of obtaining a copy of the statement:**

A request may be directed to the address or phone number above. The cost for obtaining a copy of the statement is \$.25 per page.