

What gets protected: FMV, VOVOR, and CR against Stark, AKS, and FCA

The three legs of Stark compensation compliance don't carry equal weight outside Stark itself. All three are required to satisfy a Stark exception, but none of them, individually or together, is a defense against AKS or FCA. They're evidentiary at best.

42 U.S.C. § 1395nn · 42 U.S.C. § 1320a-7b · 31 U.S.C. § 3729 et seq.

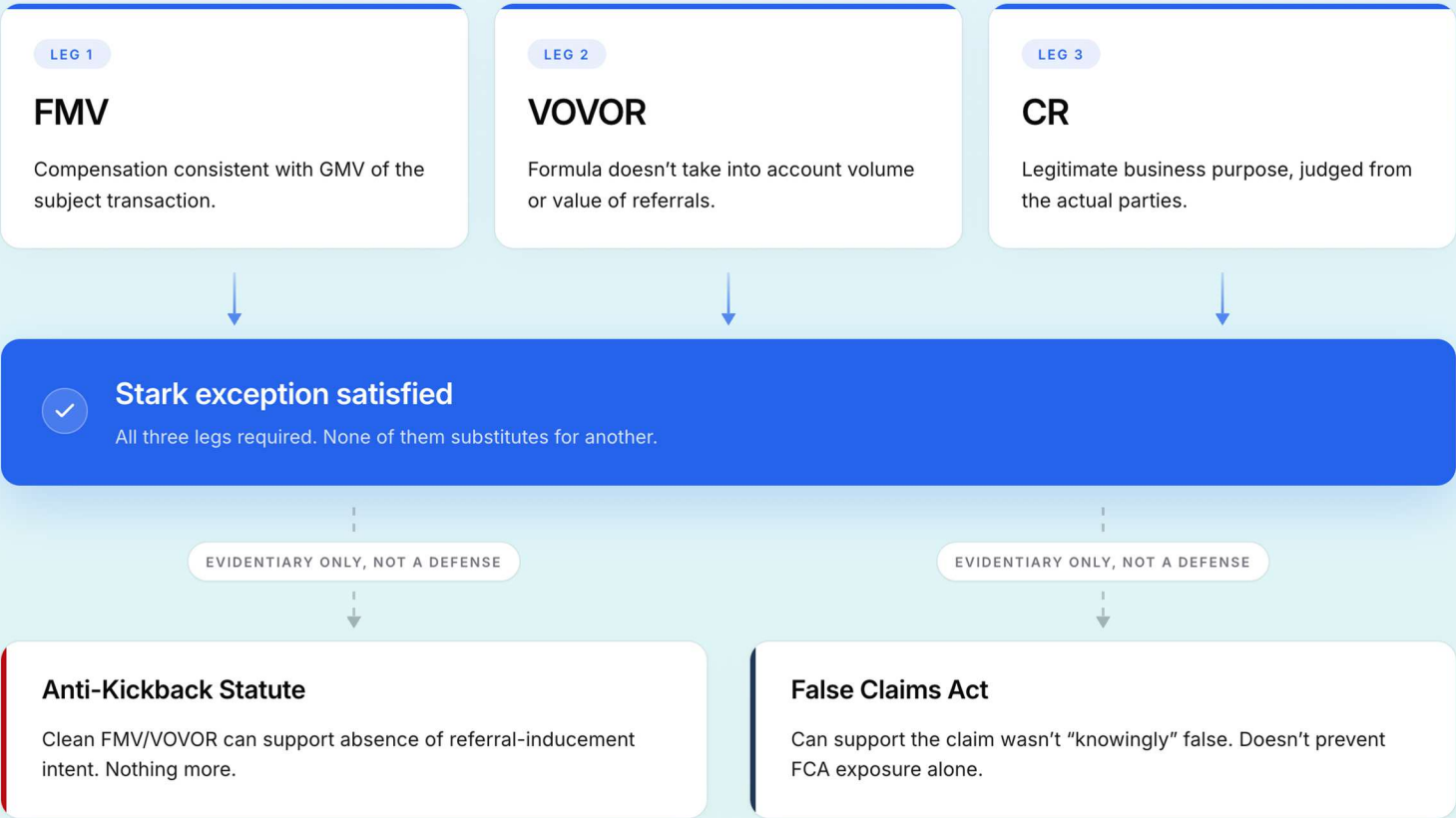


FIGURE FMV, VOVOR, and CR are independent requirements that together satisfy a Stark exception; none of the three can stand in for another. But satisfying all three still doesn't reach AKS or FCA directly (the solid arrows stop at the Stark box). It only supplies supporting evidence against a finding of intent or knowing falsity (the dashed arrows), which is a materially weaker position than a defense.