

PRIVATE CONTRACT WITH PATIENT (OPT-OUT OF MEDICARE)

EXECUTION & EFFECTIVE DATE: _____

PARTIES & RECITALS:

A. This is a "private contract" between _____ ("Dentist") and _____ ("Patient") with regard to Patient's agreement to personally pay Dentist for dental services which might otherwise be paid for by the Medicare program.

B. Dentist is not excluded from Medicare under Sections 1128, 1156, or 1892 or any other section of the Social Security Act.

C. Dentist has elected to opt-out of the Medicare program, effective July 15, 2008 and will not be eligible to participate in the program again until July 15, 2010

AGREEMENTS:

A. Patient or his or her legal representative accepts full responsibility for payment of the Dentist's charge for all services furnished by the Dentist.

B. Patient or his or her legal representative understands that Medicare limits do not apply to what the Dentist may charge for items or services furnished by the Dentist.

C. Patient or his or her legal representative agrees not to submit a claim to Medicare or to ask Dentist to submit a claim to Medicare.

D. Patient or his or her legal representative understands that Medicare payment will not be made for any items or services furnished by Dentist that would have otherwise been covered by Medicare if there was no private contract and a proper Medicare claim had been submitted.

E. Patient or his or her legal representative enters into this contract with the knowledge that he or she has the right to obtain Medicare-covered items and services from physicians and practitioners who have not opted-out of Medicare, and that the Patient is not compelled to enter into private contracts that apply to other Medicare-covered services furnished by other physicians or practitioners who have not opted-out.

F. Patient or his or her legal representative understands that Medigap plans do not, and that other supplemental plans may elect not to, make payments for items and services not paid for by Medicare.

G. Patient or his or her legal representative warrants and represents that Patient does not currently require emergency care services or urgent care services.

DENTIST _____

PATIENT OR LEGAL REPRESENTATIVE _____

RELATIONSHIP TO PATIENT _____

Date _____