

regarding the coverage status of a particular service, that HCFA makes under section 1862(a)(1) of the Act, and publishes as a FEDERAL REGISTER notice or HCFA Ruling. (The term does not include coverage changes mandated by statute.)

Nonparticipating supplier means a supplier that does not have an agreement with HCFA to participate in Part B of Medicare in effect on the date of the service.

Participating supplier means a supplier that has an agreement with HCFA to participate in Part B of Medicare in effect on the date of the service.

Payment on an assignment-related basis means payment for Part B services—

(1) To a physician or other supplier that accepts assignment from the beneficiary, in accordance with § 424.55 or § 424.56 of this chapter;

(2) To a physician or other supplier after the beneficiary's death, in accordance with § 424.64(c)(1) of this chapter; or

(3) To an entity that pays the physician or other supplier under a health benefit plan, in accordance with § 424.66 of this chapter.

Provider means a hospital, a CAH, a skilled nursing facility, a comprehensive outpatient rehabilitation facility, a home health agency, or a hospice that has in effect an agreement to participate in Medicare, or a clinic, a rehabilitation agency, or a public health agency that has in effect a similar agreement but only to furnish outpatient physical therapy or speech pathology services, or a community mental health center that has in effect a similar agreement but only to furnish partial hospitalization services.

Railroad retirement benefits means monthly benefits payable to individuals under the Railroad Retirement Act of 1974 (45 U.S.C. beginning at section 231).

Services means medical care or services and items, such as medical diagnosis and treatment, drugs and biologicals, supplies, appliances, and equipment, medical social services, and use of hospital, CAH, or SNF facilities.

Supplementary medical insurance benefits means payment to or on behalf of an entitled individual for services cov-

ered under Part B of title XVIII of the Act.

Supplier means a physician or other practitioner, or an entity other than a provider, that furnishes health care services under Medicare.

[48 FR 12534, Mar. 25, 1983, as amended at 48 FR 56024, Dec. 16, 1983; 49 FR 3658, Jan. 30, 1984; 51 FR 43197, Dec. 1, 1986; 52 FR 27764, July 23, 1987; 55 FR 24567, June 18, 1990; 56 FR 8852, Mar. 1, 1991; 58 FR 30666, May 26, 1993; 59 FR 6576, Feb. 11, 1994; 60 FR 63175, Dec. 8, 1995; 62 FR 46025, Aug. 29, 1997; 62 FR 59098, Oct. 31, 1997; 63 FR 35065, June 26, 1998]

§ 400.203 Definitions specific to Medicaid.

As used in connection with the Medicaid program, unless the context indicates otherwise—

Applicant means an individual whose written application for Medicaid has been submitted to the agency determining Medicaid eligibility, but has not received final action. This includes an individual (who need not be alive at the time of application) whose application is submitted through a representative or a person acting responsibly for the individual.

Federal financial participation (FFP) means the Federal Government's share of a State's expenditures under the Medicaid program.

FMAP stands for the Federal medical assistance percentage, which is used to calculate the amount of Federal share of State expenditures for services.

Medicaid agency or *agency* means the single State agency administering or supervising the administration of a State Medicaid plan.

Nursing facility (NF), effective October 1, 1990, means an SNF or an ICF participating in the Medicaid program.

Provider means any individual or entity furnishing Medicaid services under a provider agreement with the Medicaid agency.

Recipient means an individual who has been determined eligible for Medicaid.

Services means the types of medical assistance specified in section 1905(a) of the Act and defined in subpart A of part 440 of this chapter.

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State means the several States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa and the Northern Mariana Islands.

State plan or the plan means a comprehensive written commitment by a Medicaid agency, submitted under section 1902(a) of the Act, to administer or supervise the administration of a Medicaid program in accordance with Federal requirements.

[48 FR 12534, Mar. 25, 1983, as amended at 50 FR 33029, Aug. 16, 1985; 56 FR 8852, Mar. 1, 1991; 57 FR 29155, June 30, 1992]

Subpart C—OMB Control Numbers for Approved Collections of Information

SOURCE: 49 FR 4477, Feb. 7, 1984, unless otherwise noted.

§ 400.300 Scope.

This subpart collects and displays control numbers assigned by the Office of Management and Budget (OMB) to collections of information contained in HCFA regulations, in accordance with OMB's regulations for controlling paperwork burdens on the public, 5 CFR part 1320. HCFA intends that the subpart comply with the requirements of section 3507(f) of the Paperwork Reduction Act of 1980, 44 U.S.C. chapter 35 which requires that agencies shall not engage in a "collection of information" without obtaining a control number from OMB.

§ 400.310 Display of currently valid OMB control numbers.

| Sections in 42 CFR that contain collections of information | Current OMB control Nos. |
|--|--------------------------|
| 403.510 | 0938—0641 |
| 405.509 | 0938—0666 |
| 405.512 | 0938—0008 |
| 405.2112, 405.2123, 405.2134, 405.2136–405.2140, 405.2171 | 0938—0386 |
| 409.43 | 0938—0365 |
| 410.105 | 0938—0267 |
| 411.25, 411.32 | 0938—0564 |
| 411.54 | 0938—0558 |
| 411.165 | 0938—0564 |
| 411.404, 411.406 | 0938—0465 |
| 411.408 | 0938—0566 |
| 412.42 | 0938—0666 |
| 412.92 | 0938—0477 |
| 412.105 | 0938—0456 |
| 412.230, 412.232, 412.234, 412.236, 412.254, 412.260, 412.266, 412.278 | 0938—0573 |
| 415.60 | 0938—0301 |

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| Sections in 42 CFR that contain collections of information | Current OMB control Nos. |
|--|--------------------------|
| 415.162 | 0938—0301 |
| 416.43 | 0938—0506 |
| 416.47 | 0938—0266 |
| and | |
| 0938—0506 | |
| 0938—0472 | |
| 0938—0610 | |
| 417.126 | |
| 417.436, 417.801 | |
| 418.22, 418.24, 418.28, 418.56, 418.58, 418.70, 418.74 | 0938—0302 |
| 418.30, 418.82, 418.83, 418.96, 418.100 | 0938—0475 |
| 418.96, 418.100 | 0938—0302 |
| 421.117 | 0938—0542 |
| 424.3 | 0938—0008 |
| 424.5, 424.7, 424.20 | 0938—0454 |
| 424.22 | 0938—0489 |
| 424.32, 424.34 | 0938—0008 |
| 431.17 | 0938—0467 |
| 431.50, 431.52, 431.55 | 0938—0247 |
| 431.107 | 0938—0610 |
| 431.306 | 0938—0467 |
| 431.625 | 0938—0247 |
| 431.630 | 0938—0445 |
| 431.800 | 0938—0247 |
| 431.806, 431.830, 431.432, 431.834, 431.836 | 0938—0438 |
| 432.50 | 0938—0459 |
| 433.36, 433.37 | 0938—0247 |
| 433.68, 433.74 | 0938—0618 |
| 433.110, 433.112–433.114, 433.116, 433.117, 433.119–433.121, 433.123, 433.127, 433.130, 433.131, 433.135 | 0938—0247 |
| 433.138 | 0938—0502 |
| | 0938—0553 |
| and | |
| 0938—0555 | |
| 0938—0459 | |
| 0938—0554 | |
| and | |
| 0938—0555 | |
| 0938—0572 | |
| 0938—0610 | |
| 433.139 | |
| 434.27 | |
| 434.28 | |
| 435.1, 435.910, 435.919, 435.920, 435.940, 435.945, 435.948, 435.952, 435.953, 435.955, 435.960, 435.965, 435.1003, 441.11, 441.15, 441.20 | 0938—0247 |
| 441.56, 441.58, 441.60, 441.61 | 0938—0354 |
| 441.302 | 0938—0449 |
| 441.303 | 0938—0272 |
| and | |
| 0938—0449 | |
| 0938—0613 | |
| 0938—0366 | |
| 447.31 | 0938—0287 |
| 447.45, 447.50, 447.51, 447.52 | 0938—0247 |
| 447.53 | 0938—0429 |
| 447.55 | 0938—0247 |
| 447.253 | 0938—0366 |
| | 0938—0523 |
| and | |
| 0938—0556 | |
| 0938—0193 | |
| 0938—0618 | |
| 447.272, 447.299 | 0938—0618 |
| 447.302, 447.331, 447.332, 447.333 | 0938—0247 |
| 456.80 | 0938—0247 |
| 456.654 | 0938—0445 |
| 456.700, 456.705, 456.709, 456.711, 456.712 | 0938—0659 |
| 462.102, 462.103 | 0938—0526 |
| 466.70, 466.72, 466.74 | 0938—0445 |
| 466.78 | 0938—0445 |
| and | |
| 0938—0665 | |
| 0938—0445 | |
| 0938—0443 | |
| 0938—0426 | |
| 466.80, 466.94 | |
| 473.18, 473.34, 473.36, 473.42 | |
| 476.104, 476.105, 476.116, 476.134 | |