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Title 22@ Social Security

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Division 3@ Health Care Services

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Subdivision 1@ California Medical Assistance Program

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Chapter 3@ Health Care Services

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Article 3@ Standards for Participation

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Section 51244@ In-Home Medical Care Waiver Services Provider and Nursing Facility Waiver Services Provider

51244 In-Home Medical Care Waiver Services Provider and Nursing Facility Waiver Services Provider

(a)

An in-home medical care waiver services provider and a nursing facility waiver services provider shall: (1) Be licensed in accordance with appropriate state or local laws; and (2) Be certified in accordance with the standards set forth in the applicable federal waiver and in a written agreement between the Department and the provider of services necessary to implement the in-home medical care waiver services program component or the Nursing Facility Waiver Services program component. In the event the specific standards for participation are not set forth in the waiver and agreement and the services to be provided are the same as otherwise set forth in Article 2 of this chapter (excluding Section 51173.1 and Section 51176), the provider shall adhere to the provider standards applicable to the service to be provided, as otherwise set forth in Article 3 of this chapter, commencing with Section 51200; and (3) Be certified to participate in the Medi-Cal program by meeting the standards for participation as a provider under the Medi-Cal program, being in compliance, where applicable, with the Medicare and Medicaid requirements of Titles XVIII and XIX of the Social Security Act.

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(2)

Be certified in accordance with the standards set forth in the applicable federal waiver and in a written agreement between the Department and the provider of services necessary to implement the in-home medical care waiver services program component or the Nursing Facility Waiver Services program component. In the event the specific standards for participation are not set forth in the waiver and agreement and the services to be provided are the same as otherwise set forth in Article 2 of this chapter (excluding Section 51173.1 and Section 51176), the provider shall adhere to the provider standards applicable to the service to be provided, as otherwise set forth in Article 3 of this chapter, commencing with Section 51200; and

(3)

Be certified to participate in the Medi-Cal program by meeting the standards for participation as a provider under the Medi-Cal program, being in compliance, where applicable, with the Medicare and Medicaid requirements of Titles XVIII and XIX of the Social Security Act.