§ 405.2450 Clinical psychologist and clinical social worker services.  

(a) For clinical psychologist or clinical social worker professional services to be payable under this subpart, the services must be—  

(1) Furnished by an individual who owns, is employed by, or furnishes services under contract to the FQHC;  

(2) Of a type that the clinical psychologist or clinical social worker who furnishes the services is legally permitted to perform by the State in which the service is furnished;  

(3) Performed by a clinical social worker or clinical psychologist who is legally authorized to perform such services under State law or the State regulatory mechanism provided by the law of the State in which such services are performed; and  

(4) Covered if furnished by a physician.  

(b) If State law prescribes a physician supervision requirement, it is met if the conditions specified in § 491.8(b) of this chapter and any pertinent requirements of State law are satisfied.  

(c) The services of clinical psychologists or clinical social workers are not covered if State law or regulations require that the services be performed under a physician’s order and no such order was prepared.  

[57 FR 24980, June 12, 1992, as amended at 61 FR 14657, Apr. 3, 1996]  

§ 405.2452 Services and supplies incident to clinical psychologist and clinical social worker services.  

(a) Services and supplies incident to a clinical psychologist’s or clinical social worker’s services are reimbursable under this subpart if the service or supply is—  

(1) Of a type commonly furnished in a physician’s office;  

(2) Of a type commonly furnished either without charge or included in the FQHC’s bill;  

(3) Furnished as an incidental, although integral part of professional services furnished by a clinical psychologist or clinical social worker;  

(4) Services and supplies must be furnished in accordance with applicable State law;  

(5) Furnished under the direct supervision of a clinical psychologist, clinical social worker or physician; and  

(b) In the case of a service, furnished by a member of the center’s health care staff who is an employee of the FQHC.