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# RHC PROVISION OF SERVICES 42 CFR 491.9

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# J TAG REGULATIONS

- ▶ CMS Form 30 (select the most current)
- ▶ Federal Regulations
- ▶ Surveyors utilize as tool of measurement
- ▶ Office must remain compliant to J tags as daily operation compliance.

# CONDITION vs STANDARD

- ▶ Subpart A of 42 CFR 491 sets forth the conditions that RHCs must meet in order to qualify for certification under Medicare and Medicaid.
- ▶ Standards are the clinic operating processes. You may receive deficiencies in Standards such as expired medications, etc.
- ▶ Conditions are severe deficiencies. You may receive deficiencies in Conditions if you don't have a midlevel 50%, policies are not current. No current annual meeting.

# REQUIREMENT

- ▶ **§ 491.9 Provision of services. (J52)**
- ▶ (a) *Basic requirements.* (1) All services offered by the clinic or center are furnished in accordance with applicable Federal, State, and local laws; and (J53)
- ▶ (2) The clinic or center is primarily engaged in providing outpatient health services and meets all other conditions of this subpart.
- ▶ (3) The laboratory requirements in paragraph (c)(2) of this section apply to RHCs, but do not apply to FQHCs.

# REQUIREMENT

- ▶ (b) *Patient care policies.* (1) The clinic's or center's health care services are furnished in accordance with appropriate written policies which are consistent with applicable State law. (J54–J55)
- ▶ (2) The policies are developed with the advice of a group of professional personnel that includes one or more physicians and one or more physician assistants or nurse practitioners. At least one member is not a member of the clinic or center staff. (J56)

# REQUIREMENT

- ▶ (c) *Direct services* —(1) *General*. The clinic or center staff furnishes those diagnostic and therapeutic services and supplies that are commonly furnished in a physician's office or at the entry point into the health care delivery system. These include medical history, physical examination, assessment of health status, and treatment for a variety of medical conditions. (J60)

# REQUIREMENT

- ▶ (2) *Laboratory*. These requirements apply to RHCs but not to FQHCs. The RHC provides laboratory services in accordance with part 493 of this chapter, which implements the provisions of section 353 of the Public Health Service Act. The RHC provides basic laboratory services essential to the immediate diagnosis and treatment of the patient, including: **(J61)**
  - ▶ (i) Chemical examinations of urine by stick or tablet method or both (including urine ketones);
  - ▶ (ii) Hemoglobin or hematocrit;
  - ▶ (iii) Blood glucose;
  - ▶ (iv) Examination of stool specimens for occult blood;
  - ▶ (v) Pregnancy tests; and
  - ▶ (vi) Primary culturing for transmittal to a certified laboratory

# REQUIREMENT

- ▶ (3) *Emergency.* The clinic or center provides medical emergency procedures as a first response to common life-threatening injuries and acute illness and has available the drugs and biologicals commonly used in life saving procedures, such as analgesics, anesthetics (local), antibiotics, anticonvulsants, antidotes and emetics, serums and toxoids. (J62)

# REQUIREMENT

- ▶ (d) *Services provided through agreements or arrangements.* (1) The clinic or center has agreements or arrangements with one or more providers or suppliers participating under Medicare or Medicaid to furnish other services to its patients, including:
  - ▶ (i) Inpatient hospital care; **(J63–J65)**
  - ▶ (ii) Physician(s) services (whether furnished in the hospital, the office, the patient's home, a skilled nursing facility, or elsewhere); and
  - ▶ (iii) Additional and specialized diagnostic and laboratory services that are not available at the clinic or center.
- ▶ (2) If the agreements are not in writing, there is evidence that patients referred by the clinic or center are being accepted and treated.

# WHAT THE SURVEYOR IS LOOKING FOR

- External controls are performed on ALL CLIA waived tests, if applicable.
  - Controls are logged and documented
- Lab supplies and reagents are inventoried monthly and stored appropriately.
- The clinic is able to perform IMMEDIATE DIAGNOSIS and TREATMENT for the following:
  - Urinalysis
  - Blood Glucose
  - Hemoglobin or Hematocrit
  - Occult Blood
  - Pregnancy
  - Primary Culturing

# WHAT THE SURVEYOR IS LOOKING FOR

- The lab is clearly labeled/marked with DIRTY/CLEAN areas.
- The clinic has a process for tracking labs that are referred out.
- The clinic has drugs for each of the following drug classifications:
  - Analgesics
  - Anesthetics (local)
  - Antibiotics
  - Anticonvulsants
  - Antidotes
  - Emetic
  - Serums
  - Toxoids

# WHAT THE SURVEYOR IS LOOKING FOR

- All clinical staff have current BLS certifications on file.
- No labs are drawn unless a provider is on site. Another opinion is that if patients are allowed in the clinic prior to a provider being on the premises, clerical staff must have current BLS certifications on file.

# WHAT THE SURVEYOR IS LOOKING FOR

- ▶ The clinic needs to have a spill kit and staff are aware of its location.
- ▶ The clinic has consultation letters and discharge summaries filed in the medical record as evidence of verbal agreements.



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