

42 C.F.R. § 411.404

Criteria for determining that a beneficiary knew that services were excluded from coverage as custodial care or as not reasonable and necessary.

- (a) *Basic rule.* A beneficiary who receives services that constitute custodial care under § 411.15(g) or that are not reasonable and necessary under § 411.15(k), is considered to have known that the services were not covered if the criteria of paragraphs (b) and (c) of this section are met.

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