

42 C.F.R. § 422.352

Basic requirements.

(a) *General rule.* An organization is considered a PSO for purposes of a MA contract if the organization—

- (1) Has obtained a waiver of State licensure as provided for under § 422.370;
- (2) Meets the definition of a PSO set forth in § 422.350 and other applicable requirements of this subpart; and
- (3) Is effectively controlled by the provider or, in the case of a group, by one or more of the affiliated providers that established and operate the PSO.

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