

## 42 C.F.R. § 434.40

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### Contract requirements.

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(a) Contracts with health insuring organizations that are not subject to the requirements in section 1903(m) (2)(A) must:

(1) Meet the general requirements for all contracts and subcontracts specified in § 434.6;

(2) Specify that the contractor assumes at least part of the underwriting risk and;

(i) If the contractor assumes the full underwriting risk, specify that payment of the capitation fees to the contractor during the contract period constitutes full payment by the agency for the cost of medical services provided under the contract;

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