

9. Clinic services.

- A. Reimbursement for induced abortions is provided in only those cases in which there would be a substantial endangerment of health or life to the mother if the fetus were carried to term.
- B. Clinic services means preventive, diagnostic, therapeutic, rehabilitative, or palliative items or services that:
 - 1. are provided to outpatients;
 - 2. are provided by a facility that is not part of a hospital but is organized and operated to provide medical care to outpatients; and
 - 3. except in the case of nurse-midwife services, as specified in 42 CFR §440.165, are furnished by or under the direction of a physician or dentist.
- C. Reimbursement to community mental health clinics for medical psychotherapy services is provided only when performed by a qualified therapist. Community mental health clinics which have a valid Medicaid provider agreement upon the effective date of these regulations and which do not employ qualified therapists shall continue to be eligible for Medicaid reimbursement for medical psychotherapy services for no later than 24 months from the effective date of these regulations. No payment shall be made after that date unless rendered by a therapist meeting these qualifications. For purposes of this section, a qualified therapist is:
 - 1. A licensed physician who has completed three years of post-graduate residency training in psychiatry; or
 - 2. An individual licensed by one of the Boards administered by the Department of Health Professions to provide medical psychotherapy services including: licensed clinical psychologists, licensed clinical social workers, licensed professional counselors, or clinical nurse specialists-psychiatric; or
 - 3. An individual who holds a masters or doctorate degree, who has completed all coursework necessary for licensure by the appropriate board, and who has applied for a license but has not yet received such license, and who is currently supervised in furtherance of the application for such license, in accordance with requirements or regulations promulgated by DMAS, by one of the licensed practitioners listed in parts 1 and 2.