

Centers for Medicare & Medicaid Services, HHS

§ 400.310

Act of 1980, 44 U.S.C. chapter 35 which requires that agencies shall not engage in a "collection of information" without obtaining a control number from OMB.

§ 400.310 Display of currently valid OMB control numbers.

Sections in 42 CFR that contain collections of information	Current OMB control Nos.
403.510	0938-0641
405.509	0938-0666
405.512	0938-0008
405.2112, 405.2123, 405.2134, 405.2136-405.2140, 405.2171	0938-0386
409.43	0938-0365
410.105	0938-0267
411.25, 411.32	0938-0564
411.54	0938-0558
411.165	0938-0564
411.404, 411.406	0938-0465
411.408	0938-0566
412.42	0938-0666
412.92	0938-0477
412.105	0938-0456
412.230, 412.232, 412.234, 412.236, 412.254, 412.260, 412.266, 412.278	0938-0573
415.60	0938-0301
415.162	0938-0301
416.43	0938-0506
416.47	0938-0266
	and
	0938-0506
417.126	0938-0472
417.436, 417.801	0938-0610
418.22, 418.24, 418.28, 418.56, 418.58, 418.70, 418.74	0938-0302
418.30, 418.82, 418.83, 418.96, 418.100	0938-0475
418.96, 418.100	0938-0302
421.117	0938-0542
424.3	0938-0008
424.5, 424.7, 424.20	0938-0454
424.22	0938-0489
424.32, 424.34	0938-0008
431.17	0938-0467
431.50, 431.52, 431.55	0938-0247
431.107	0938-0610
431.306	0938-0467
431.625	0938-0247
431.630	0938-0445
431.800	0938-0247
431.806, 431.830, 431.432, 431.834, 431.836	0938-0438
432.50	0938-0459
433.36, 433.37	0938-0247
433.68, 433.74	0938-0618
433.110, 433.112-433.114, 433.116, 433.117, 433.119-433.121, 433.123, 433.127, 433.130, 433.131, 433.135	0938-0247
433.138	0938-0502
	0938-0553
	and
	0938-0555
433.139	0938-0459
	0938-0554
	and
	0938-0555
434.27	0938-0572
434.28	0938-0610
435.1, 435.910, 435.919, 435.920, 435.940, 435.945, 435.948, 435.952, 435.953, 435.955, 435.960, 435.965, 435.1003, 441.11, 441.15, 441.20	0938-0247
441.56, 441.58, 441.60, 441.61	0938-0354

Sections in 42 CFR that contain collections of information	Current OMB control Nos.
441.302	0938-0449
441.303	0938-0272
	and
	0938-0449
441.351, 441.352, 441.353, 441.356, 441.365	0938-0613
442.505	0938-0366
447.31	0938-0287
447.45, 447.50, 447.51, 447.52	0938-0247
447.53	0938-0429
447.55	0938-0247
447.253	0938-0366
	0938-0523
	and
	0938-0556
447.255	0938-0193
447.272, 447.299	0938-0618
447.302, 447.331, 447.332, 447.333	0938-0247
456.80	0938-0247
456.654	0938-0445
456.700, 456.705, 456.709, 456.711, 456.712	0938-0659
462.102, 462.103	0938-0526
466.70, 466.72, 466.74	0938-0445
466.78	0938-0445
	and
	0938-0665
466.80, 466.94	0938-0445
473.18, 473.34, 473.36, 473.42	0938-0443
476.104, 476.105, 476.116, 476.134	0938-0426
481.61	0938-0328
482.12, 482.21, 482.22, 482.27, 482.30, 482.41, 482.43, 482.53, 482.56, 482.57, 482.60, 482.62	0938-0328
483.10	0938-0610
483.410, 483.420, 483.440, 483.460, 483.470	0938-0366
484.1, 484.2	0938-0365
484.10	0938-0365
	and
	0938-0610
484.12, 484.14, 484.16, 484.18, 484.30, 484.32, 484.34, 484.36, 484.48, 484.52	0938-0365
485.56, 485.58, 485.60, 485.64, 485.66	0938-0267
	and
	0938-0538
485.709, 485.711, 485.717, 485.719, 485.721, 487.723, 485.725, 485.727	0938-0336
486.104, 486.106, 486.110	0938-0338
486.155, 486.161, 486.163	0938-0336
488.10	0938-0646
488.18	0938-0667
488.26	0938-0646
489.20	0938-0564
	and
	0938-0667
489.24	0938-0334
	0938-0663
	and
	0938-0667
489.102	0938-0610
491.9, 491.10	0938-0334
493.35, 493.37, 493.39, 493.43, 493.45, 493.47, 493.49, 493.51, 493.53,	
493.55, 493.60, 493.61, 493.62, 493.63	0938-0612
493.614, 493.633, 494.634	0938-0607
493.801-493.1285, 493.1425, 493.1701, 493.1703, 493.1705, 493.1707, 493.1709, 493.1711, 493.1713, 493.1715, 493.1717, 493.1719, 493.1721, 493.1775, 493.1776, 493.1777, 493.1780, 493.2001	0938-0612
494.52, 494.54, 494.56, 494.58, 494.64	0938-0608
498.22, 498.40, 498.58, 498.82	0938-0508
1004.40, 1004.50, 1004.60, 1004.70	0938-0444

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[60 FR 50445, Sept. 29, 1995, as amended at 60 FR 63188, Dec. 8, 1995]

**PART 401—GENERAL
ADMINISTRATIVE REQUIREMENTS**

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- 401.605 Omissions not a defense.
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AUTHORITY: Secs. 1102 and 1871 of the Social Security Act (42 U.S.C. 1302 and 1395hh). Subpart F is also issued under the authority of the Federal Claims Collection Act (31 U.S.C. 3711).

42 CFR Ch. IV (10–1–07 Edition)

Subpart A [Reserved]

**Subpart B—Confidentiality and
Disclosure**

SOURCE: 46 FR 55696, Nov. 12, 1981, unless otherwise noted.

§ 401.101 Purpose and scope.

(a) The regulations in this subpart:

(1) Implement section 1106(a) of the Social Security Act as it applies to the Centers for Medicare & Medicaid Services (CMS). The rules apply to information obtained by officers or employees of CMS in the course of administering title XVIII of the Social Security Act (Medicare), information obtained by Medicare intermediaries or carriers in the course of carrying out agreements under sections 1816 and 1842 of the Social Security Act, and any other information subject to section 1106(a) of the Social Security Act;

(2) Relate to the availability to the public, under 5 U.S.C. 552, of records of CMS and its components. They set out what records are available and how they may be obtained; and

(3) Supplement the regulations of the Department of Health and Human Services relating to availability of information under 5 U.S.C. 552, codified in 45 CFR part 5, and do not replace or restrict them.

(b) Except as authorized by the rules in this subpart, no information described in paragraph (a)(1) of this section shall be disclosed. The procedural rules in this subpart (§§ 401.106 through 401.152) shall be applied to requests for information which is subject to the rules for disclosure in this subpart.

(c) Requests for information which may not be disclosed according to the provisions of this subpart shall be denied under authority of section 1106(a) of the Social Security Act and this subpart, and furthermore, such requests which have been made pursuant to the Freedom of Information Act shall be denied under authority of an appropriate Freedom of Information Act exemption, 5 U.S.C. 552(b).

§ 401.102 Definitions.

For purposes of this subpart:
Act means the Social Security Act.