

Statement of Deficiencies	(X1) Provider/Supplier/CLIA Identification Number 33D2179355	(X3) Date Survey Completed 08/16/2022
Name of Provider or Supplier Victory Medical Associates Pc	Street Address, City, State 129 Central Park North, New York, NY	
For information on the provider's plan to correct this deficiency, please contact the provider or the state survey agency.		

(X4) ID Prefix Tag	Summary Statement of Deficiencies
D2000	<p>ENROLLMENT AND TESTING OF SAMPLES CFR(s): 493.801</p> <p>Each laboratory must enroll in a proficiency testing (PT) program that meets the criteria in subpart I of this part and is approved by HHS. The laboratory must enroll in an approved program or programs for each of the specialties and subspecialties for which it seeks certification. The laboratory must test the samples in the same manner as patients' specimens. For laboratories subject to 42 CFR part 493 published on March 14, 1990 (55 FR 9538) prior to September 1, 1992, the rules of this subpart are effective on September 1, 1992. For all other laboratories, the rules of this subpart are effective January 1, 1994.</p> <p>This CONDITION is not met as evidenced by: Based on a proficiency testing (PT) desk review of Center for Medicaid and Medicare Service (CMS) PT data reports, the laboratory failed to enroll in an approved PT program for the specialties Chemistry and Hematology in the calendar year 2022. Refer to D2001</p>
D2001	<p>ENROLLMENT CFR(s): 493.801(a)(1)(2)(i)</p> <p>The laboratory must-- (1) Notify HHS of the approved program or programs in which it chooses to participate to meet proficiency testing requirements of this subpart. (2)(i) Designate the program(s) to be used for each specialty, subspecialty, and analyte or test to determine compliance with this subpart if the laboratory participates in more than one proficiency testing program approved by CMS;</p> <p>This STANDARD is not met as evidenced by: Based on a PT desk review of CMS PT data reports, the laboratory failed to notify</p>

	<p>Health and Human Services (HHS) in which PT program it chooses to enroll in for the specialties Chemistry and Hematology in the calendar year 2022.</p>
<p>D6000</p>	<p>MODERATE COMPLEXITY LABORATORY DIRECTOR CFR(s): 493.1403</p> <p>The laboratory must have a director who meets the qualification requirements of 493.1405 of this subpart and provides overall management and direction in accordance with 493.1407 of this subpart.</p> <p>This CONDITION is not met as evidenced by: Based on a PT desk review of CMS PT data reports, the laboratory director failed to ensure that the laboratory was enrolled in a approved PT program for the specialties Chemistry and Hematology in the calendar year 2022. Refer to D6015</p>
<p>D6015</p>	<p>LABORATORY DIRECTOR RESPONSIBILITIES CFR(s): 493.1407(e)(4)</p> <p>The laboratory director is responsible for the overall operation and administration of the laboratory, including the employment of personnel who are competent to perform test procedures, and record and report test results promptly, accurate, and proficiently and for assuring compliance with the applicable regulations. (e) The laboratory director must-- (e)(4) Ensure that the laboratory is enrolled in an HHS approved proficiency testing program for the testing performed.</p> <p>This STANDARD is not met as evidenced by: Based on PT desk review of the CMS PT data reports, the laboratory director failed to enroll the laboratory in an approved HHS PT program for the specialties Chemistry and Hematology in the calendar year 2022. Refer to D2000.</p>