

DEPARTMENT OF HEALTH AND HUMAN SERVICES
CENTERS FOR MEDICARE & MEDICAID SERVICES

PRINTED: 12/19/2011
FORM APPROVED
OMB NO. 0938-0391

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 3200534781	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____	(X3) DATE SURVEY COMPLETED 11/22/2011
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NAME OF PROVIDER OR SUPPLIER CURTIS ROYD MD PC	STREET ADDRESS, CITY, STATE, ZIP CODE 5221 OMAS BLVD NE ALBUQUERQUE, NM 87102
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(X4) ID PREFIX TAG	SUMMARY STATEMENT OF DEFICIENCIES (EACH DEFICIENCY MUST BE PRECEDED BY FULL REGULATORY OR LSC IDENTIFYING INFORMATION)	ID PREFIX TAG	PROVIDER'S PLAN OF CORRECTION (EACH CORRECTIVE ACTION SHOULD BE CROSS REFERENCED TO THE APPROPRIATE DEFICIENCY)	DATE COMPLETION
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D6000	<p>493.1403 LABORATORY DIRECTOR</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 the review of personnel files and interviews with laboratory staff, the laboratory director failed to provide overall management and direction of the laboratory.</p> <p>Findings are:</p> <p>For 1 of 8 testing personnel hired since the last survey on 12/15/2009 the laboratory did not have documentation of her highest level of education See D6029</p>	D6000	<p>Effective immediately to ensure patient test results are accurate and that quality assurance is managed appropriately testing person #4 will not perform any non-waived CLIA testing at our facility until documentation of her medical degree is translated to U.S. equivalency and in our personnel file.</p>	1/10/12
D6029	<p>493.1407(c)(11) DIRECTOR RESPONSIBILITIES</p> <p>The laboratory director must ensure that prior to testing patients' specimens, all personnel have the appropriate education and experience, receive the appropriate training for the type and complexity of the services offered, and have demonstrated that they can perform all testing operations reliably to provide and report accurate results.</p> <p>This STANDARD is not met as evidenced by: Based on the review of personnel files and interviews with laboratory staff, the laboratory director failed ensure that the laboratory had documentation of education for all testing personnel.</p>	D6029	<p>As of last survey (12/15/09) there have been 8 new hire employees trained in and reporting accurate results for patient test results of hematology Rh determination. The lab director was unaware of the necessity of Foreign education equivalency translation needed and has facilitated (and is managing) the acquisition of such documents.</p>	1/10/12

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE: MMA-Carthy, CNP TITLE: _____ DATE: 1/10/12

Any deficiency statement ending with an asterisk (*) denotes a deficiency which the institution may be excused from correcting providing it is determined that other safeguards provide sufficient protection to the patients. (See instructions.) Except for nursing homes, the findings stated above are disclosable 90 days following the date of survey whether or not a plan of correction is provided. For nursing homes, the above findings and plans of correction are disclosable 14 days following the date these documents are made available to the facility. If deficiencies are cited on approved plan of correction is required to continue program participation.

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NAME OF PROVIDER OR SUPPLIER CURTIS BOYD MD PC	STREET ADDRESS, CITY, STATE, ZIP CODE 522 TOMAS BLVD NE ALBUQUERQUE, NM 87102
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D6029 Continued From page 1
Findings are:

For 1 of 8 testing personnel hired since the last survey on 12/15/2009 the laboratory did not have documentation of her highest level of education

Testing person #4's file did contain documentation of her medical degree from Cuba but there was no documentation of the U.S. equivalency. According to testing person #4 on 11/22/11, she had not been able to get her documents "translated" to get a medical license in New Mexico.

Testing person #9 also attended college outside of the U.S. and on the day of the survey, the laboratory did not have the equivalency documentation in her file. On 11/29/11, the laboratory faxed the documentation to the New Mexico Department of Health.

D6029. Effective immediately all persons 1/10/12 hired in the future with foreign degrees must have equivalency translation of their highest level of education on file before being selected and trained to perform testing in our lab.

D6063 493.1421 LABORATORY TESTING PERSONNEL

The laboratory must have a sufficient number of individuals who meet the qualification requirements of §493.1423, to perform the functions specified in §493.1425 for the volume and complexity of tests performed.

This CONDITION is not met as evidenced by: Based on the review of personnel files and interviews with laboratory staff, the laboratory failed to ensure that all testing personnel met the educational requirements for moderate complexity testing

Findings are:

D6063 In accordance with said Standard 1/10/12 by suspending testing person #4 from performing lab functions, this will not interfere with the other number of individuals trained, documented, and who meet the qualification requirements of the Standard.

Testing person #4 has obtained permission from the government of Cuba to allow the health department of Cuba to request the transcripts from the college she attended to obtain her medical degree. This document will then be forwarded to an approved equivalency translator here in the U.S. and results will be obtained. The time frame of this process depends on the Cuban government and is

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D6063 Continued From page 2
For 1 of 8 testing personnel hired since the last survey on 12/15/2009 the laboratory did not have documentation of her highest level of education See D6065

D6065 493.1423(b)(1) TESTING PERSONNEL QUALIFICATIONS
Each individual performing moderate complexity testing must be qualified.
This STANDARD is not met as evidenced by:
Based on the review of personnel files and interviews with laboratory staff, the laboratory failed to have documentation of education for all testing personnel.

Findings are:
For 1 of 8 testing personnel hired since the last survey on 12/15/2009 the laboratory did not have documentation of her highest level of education

Testing person #1's file did contain documentation of her medical degree from Cuba but there was no documentation of the U.S. equivalency. According to testing person #1 on 11/22/11, she had not been able to get her documents "translated" to get a medical license in New Mexico.

Testing person #9 also attended college outside of the U.S. and on the day of the survey, the laboratory did not have the equivalency documentation in her file. On 11/29/11, the laboratory faxed the documentation to the New Mexico Department of Health.

(Continued)
D6063 unknown. Until then, testing Person #4 will not perform functions in our lab that would violate this standard.

D6065 Testing Person #4 has requested documentation from the government of Cuba and we are waiting for the transcripts to be sent to an approved translator. The estimated time frame for testing person #4 to return to performing lab duties is 6/1/2012.

Testing person #9 received her Bachelors degree in Engineering outside the U.S. but had already had her highest level of education equivalency translated, so we were able to obtain such documents for her files.

At this time (having testing person #4 removed of her lab testing duties) each individual performing moderate complexity testing is qualified to do so and has documentation of their highest level of education and their qualifications in their personnel file.

1/10/12