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## 42 C.F.R. § 493.1840

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### Suspension, limitation, or revocation of any type of CLIA certificate.

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(a) *Adverse action based on actions of the laboratory's owner, operator or employees.* CMS may initiate adverse action to suspend, limit or revoke any CLIA certificate if CMS finds that a laboratory's owner or operator or one of its employees has—

- (1) Been guilty of misrepresentation in obtaining a CLIA certificate;
- (2) Performed, or represented the laboratory as entitled to perform, a laboratory examination or other procedure that is not within a category of laboratory examinations or other procedures authorized by its CLIA certificate;
- (3) Failed to comply with the certificate requirements and performance standards;
- (4) Failed to comply with reasonable requests by CMS for any information or work on materials that CMS concludes is necessary to determine the laboratory's continued eligibility for its CLIA certificate or continued compliance with performance standards set by CMS;
- (5) Refused a reasonable request by CMS or its agent for permission to inspect the laboratory and its operation and pertinent records during the hours that the laboratory is in operation;
- (6) Violated or aided and abetted in the violation of any provisions of CLIA and its implementing regulations;
- (7) Failed to comply with an alternative sanction imposed under this subpart; or

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