



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2005 Assembly Bill 792	Assembly Amendments 1 and 2
<i>Memo published: January 30, 2006</i>	<i>Contact: Mary Offerdahl, Staff Attorney (266-2230)</i>

Among other things, **2005 Assembly Bill 792** requires a home care placement agency that places a home care worker in the residence of a home care consumer to provide a notice, on a form prescribed by the Department of Workforce Development, to the home care consumer of his or her rights, duties, responsibilities, and liabilities with respect to the home care worker, except when the home care worker is temporarily substituting for the regular home care worker of the home care consumer. Assembly Bill 792 specifies the information that must be included, at a minimum, in the required notice to the home care consumer.

Assembly Amendment 1 deletes the following information from the information required by Assembly Bill 792 for inclusion in the above-described notice to the home care consumer:

- A list of the forms that the home care consumer may be required to complete and file if the home care consumer is determined to be the employer of the home care worker.
- A statement of the penalties that may be assessed against the home care consumer if he or she is determined to be the employer of the home care worker and does not fulfill his or her duties and responsibilities as the employer of the home care worker.

Assembly Amendment 2 deletes the reference to the home care consumer's "rights" from the information required by the bill for inclusion in the above-described notice to the home care consumer, and adds the following to the information required for inclusion:

- A list, by county, of the telephone numbers provided under a statutory provision requiring designated county agencies to provide a telephone number that a person may call to report suspected cases of abuse, material abuse, neglect, or self-neglect under the elder abuse reporting system.

- A telephone number at the Department of Health and Family Services (DHFS) that a person may call under a statutory provision that permits any individual to report to DHFS suspected cases of abuse or neglect of a client or of misappropriation of a client's property.

Legislative History

Assembly Amendment 1 was offered by the Assembly Committee on Aging and Long-Term Care. On December 6, 2005, the Assembly Committee on Aging and Long-Term Care recommended adoption of Assembly Amendment 1, and passage of Assembly Bill 792 as amended, both on votes of Ayes, 10; Noes, 0.

Assembly Amendment 2 was offered by Representatives Krusick and Van Roy. On January 26, 2006, the Assembly adopted Senate Amendments 1 and 2 by voice vote and passed Assembly Bill 792, as amended, by voice vote.

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