

Report From Agency

ADMINISTRATIVE RULES REPORT TO LEGISLATURE CLEARINGHOUSE RULE 07-060

By the Department of Health and Family Services relating to Ch. HFS 133, Home Health Agencies.

Basis and Purpose of Proposed Rule

Section 50.49 (2) (a) and (b), Stats., gives the Department authority to develop, establish and enforce standards for the care, treatment, health, safety, welfare and comfort of patients by home health agencies. The Department regulates home health agencies under ch. HFS 133, s.50.49, Stats., and 42 CFR 484 to enforce standards for the care, treatment, health, safety, welfare and comfort of patients by home health agencies and for the maintenance and operation of home health agencies. Through this rulemaking initiative, the Department proposes to amend ch. HFS 133 by eliminating or modifying rules that are overly prescriptive or inconsistent with federal certification regulations under 42 CFR 484, recognize that Wisconsin allows advanced practice nurse prescribers to be the primary care provider, include standards promulgated in other statutes and administrative codes since the last code revision in 2001 and to reflect current terminology and standards of practice.

Responses to Legislative Council Rules Clearinghouse Recommendations

The Department accepted the comments made by the Legislative Council Rules Clearinghouse and modified the proposed rule where suggested.

Final Regulatory Flexibility Analysis

The proposed rule will affect a substantial number of small businesses that are home health agencies, but the proposed rule will not have a significant economic impact on these businesses.

Changes to the Analysis or Fiscal Estimate

Analysis

No changes were made to the rule's analysis.

Fiscal Estimate

No changes were made to the rule's fiscal estimate.

Public Hearing Summary

No person attended the public hearings or submitted comments on the proposed rule.