



State of Wisconsin  
**Department of Health Services**  
Tony Evers, Governor  
Andrea Palm, Secretary

---

June 15, 2020

Jeff Renk  
Senate Chief Clerk  
B20 Southeast State Capitol  
Madison, WI 53702

Patrick E. Fuller  
Assembly Chief Clerk  
17 West Main Street, Room 401  
Madison, WI 53703

Dear Mr. Renk and Mr. Fuller:

Pursuant to Wis. Stat. § 50.04(5)(fr), I am submitting the Department of Health Services' (DHS) annual report to the Legislature related to Class A violations committed by nursing homes and forfeitures assessed on nursing homes for those violations. A Class A violation is defined as "a violation of this subchapter or of the rules promulgated thereunder which creates a condition or occurrence related to the operation and maintenance of a nursing home presenting a substantial probability that death or serious mental or physical harm to a resident will result therefrom."

On December 2, 2011, § 50.04(4)(am) was enacted to eliminate the issuance of a state violation, when a federal deficiency was issued for the same noncompliance factors, and states "Dual federal and state violations. 1. Notwithstanding s. 50.01(3), in this paragraph, 'nursing home' does not include a facility serving people with developmental disabilities. 2. If an act or omission constitutes a violation of this subchapter or the rules promulgated under this subchapter, s. 49.498, or requirements under 42 CFR 483 related to the operation of a nursing home, the department may not issue under s. 50.04(4)(a) a notice of violation of this subchapter, the rules promulgated under this subchapter, or s. 49.498 if the department has, in a statement of deficiency, cited the nursing home for the violation under requirements under 42 CFR 483 related to the operation of a nursing home."

DHS did not issue any Class A violations in calendar year 2019.

Sincerely,

A handwritten signature in black ink, appearing to read "Andrea Palm".

Andrea Palm  
Secretary - designee

Tony Evers  
Governor



Andrea Palm  
Secretary

**State of Wisconsin**  
Department of Health Services

**DIVISION OF QUALITY ASSURANCE**

1 WEST WILSON STREET  
PO BOX 2969  
MADISON WI 53701-2969

Telephone: 608-266-8481  
Fax: 608-267-0352  
TTY: 711 or 800-947-3529

**Class A Violations for Nursing Homes and Facilities for the Developmentally Disabled**  
**Division of Quality Assurance**  
**January 2020**

| <b>Date Range</b>     | <b>Class A Violations</b> |
|-----------------------|---------------------------|
| 1/1/2019 – 12/31/2019 | 0                         |
| 1/1/2018 – 12/31/2018 | 0                         |
| 1/1/2017 – 12/31/2017 | 0                         |
| 1/1/2016 – 12/31/2016 | 0                         |
| 1/1/2015 – 12/31/2015 | 0                         |
| 1/1/2014 – 12/31/2014 | 1                         |
| 1/1/2013 – 12/31/2013 | 1                         |
| 1/1/2012 – 12/31/2012 | 0                         |
| 1/1/2011 – 12/31/2011 | 12                        |
| 1/1/2010 – 12/31/2010 | 19                        |
| 1/1/2009 – 12/31/2009 | 28                        |
| 1/1/2008 – 12/31/2008 | 32                        |
| 1/1/2007 – 12/31/2007 | 33                        |
| 1/1/2006 – 12/31/2006 | 43                        |
| 1/1/2005 – 12/31/2005 | 34                        |