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DQA Memo 11-001

To: Adult Family Homes
Community Based Residential Facilities

AFH 01
CBRF 01

From: Kevin Coughlin, Director
Bureau of Assisted Living

Via: Otis Woods, Administrator
Division of Quality Assurance

**Revisions to Chapters DHS 83 Community Based Residential Facilities
and DHS 88 Licensed Adult Family Homes -- Effective January 1, 2011**

The Division of Quality Assurance (DQA) Omnibus rule, amending certain provisions in DHS 83 and DHS 88, takes effect January 1, 2011. The administrative rules were amended to correct cross references, links and charts and to make other minor changes. A summary of the changes made to each rule is listed below. The complete text of Chapters DHS 83 and DHS 88 can be found at the following links: <http://legis.wisconsin.gov/rsb/code/dhs/dhs083.pdf>
<http://legis.wisconsin.gov/rsb/code/dhs/dhs088.pdf>

Wisconsin Administrative Code Chapter DHS 83

- DHS 83.15 (1) (c) and (d) were amended to allow the assisted living administrator's training course to be approved by the Department's designee in addition to the Department.
- DHS 83.35 (1) was amended to clarify that the facility is required to complete an assessment when there is a change in the resident's needs, abilities or condition or at least annually.
- DHS 83.38 (1) (g) 1. was amended to permit an advanced practice nurse as defined in s. N 8.02 (1) to complete the annual physical health examination of residents.
- DHS 83.59 (2) (e) which required 2-way hardware on toilet room doors that swing into a toilet room was repealed.
- DHS 83.50 (2) (a) 3. was amended to include vinyl, metal and wood in the definition of construction type VB.

- Appendix A, which shows the Bureau Assisted Living regional offices with contact information, was updated.

The statewide waiver of DHS 83.59 (2) (e) regarding toilet room doors issued in DQA Memo 09-031 is no longer necessary and has been rescinded.

Wisconsin Administrative Code Chapter DHS 88

- 2007 Wisconsin Act 20 repealed Wis. Stats., §§ 50.033 (2r), (2s) and (2t), making the provisions in DHS 88.06 (1) (a) 4. and (4) to provide information and referral to the aging and disability resource centers (ADRC) no longer valid. The statewide waiver of these requirements issued by the Division of Quality Assurance in DQA Memo 08-019 remains in effect. DHS 88.06 (1) (a) 4. was repealed in this rule, however, DHS 88.06 (4) was inadvertently dropped from the final rule draft. DHS 88.06 (4) will be repealed in 2011.
- Appendix A, which shows the Bureau Assisted Living regional offices with contact information, was updated.

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If you have question about this information, please contact the Assisted Living Regional Director for the region in which the facility is located.

http://www.dhs.wisconsin.gov/rl_dsl/Contacts/ALSreglmap.htm