



DQA AUTHORITY FOR OBTAINING PROVIDER RECORDS WITHOUT A WRITTEN RELEASE

F-62096A (10/2018)

The Department of Health Services (DHS), Division of Quality Assurance (DQA) is authorized to review and copy facility records in order to perform legally authorized functions, including investigation of alleged caregiver/employee misconduct, program monitoring and evaluation, facility licensure or certification, and/or individual certification or licensure.

ENTITY	FEDERAL	STATE STATUTES AND ADMINISTRATIVE CODES			
		Health Care Records of Client / Resident	Treatment Records of Client / Resident	Health Care or Treatment Records of Employee	Personnel Records of Employee
Adult Family Home (Certified)	State Funded Only	Wis. Stat. § 146.82(2)(a)5 DHS 82.03(2)(c) DHS 82.09(2)	Wis. Stat. § 51.30(4)(b)1 & 5 DHS 82.03(2)(c) DHS 82.09(2)	DHS 82.03(2)(c) DHS 82.09(2)	DHS 82.03(2)(c) DHS 82.09(2)
Adult Family Home (Licensed)	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Wis. Stat. 146.82(2)(a)5 DHS 88.09(1)(b)	Wis. Stat. § 51.30(4)(b)1 & 5 DHS 88.09(1)(b)	DHS 88.04(2)(g) TB Access DHS 88.09(2)(c)	DHS 88.09(2)(c)
Ambulatory Surgical Center	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Federally Funded Only			
Community-Based Residential Facility	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Wis. Stat. § 50.03(2)(c) & (d) Wis. Stat. § 146.82(2)(a)5	Wis. Stat. § 50.03(2)(c) & (d) Wis. Stat. § 51.30(4)(b)1 & 5	Wis. Stat. § 50.03(2)(c) & (d) DHS 83.18(2)	Wis. Stat. § 50.03(2)(c) & (d) DHS 83.18(2)
Community Mental Health Day Treatment Program (DHS 61.75)					
Community Substance Abuse Prevention and Treatment Services	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Wis. Stat. § 146.82(2)(a)5	Wis. Stat. § 51.30(4)(b)1 & 5		
Community Support Programs - Chronically Mentally Ill Persons	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Wis. Stat. § 146.82(2)(a)5 DHS 63.03(2)(b)	Wis. Stat. § 51.30(4)(b)1 & 5 DHS 63.03(2)(b) DHS 92.04(1)(a)	DHS 63.03(2)(b)	DHS 63.03(2)(b) DHS 63.06(1)(b)
Comprehensive Community Services (DHS 36)		DHS 36.05(3)(e)(e)	DHS 36.05(3)(e)(e)		DHS 36.05(3)(e)(e)
Corporate Guardianship	State Funded Only	DHS 85.05(4) and (5)	DHS 85.05(4) and (5)	DHS 85.05(4) and (5)	DHS 85.05(4) and (5)
Emergency Mental Health Service Program (DHS 34)	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Wis. Stat. § 146.82(2)(a)5 DHS 34.03(2)(d)	Wis. Stat. § 1.30(4)(b)1 & 5 DHS 34.03(2)(d) DHS 92.04(1)(a)	DHS 34.03(2)(d)	DHS 34.03(2)(d)

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End Stage Renal Dialysis Unit	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Federally Funded Only			
Facility for the Developmentally Disabled	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Wis. Stat. § 50.07(1)(c) & (d) Wis. Stat. § 146.82(2)(a)5 & 146.82(a)8 [for 225.04(3)] DHS 134.47(1)	Wis. Stat. § 50.07(1)(c) & (d) Wis. Stat. § 51.30(4)(b)1 & 5 DHS 134.47(1)	Wis. Stat. § 50.07(1)(c) & (d) DHS 134.47(1)	Wis. Stat. § 50.07(1)(c) & (d) DHS 134.47(1)
Home Health Agency	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Wis. Stat. § 146.82(2)(a)5 DHS 133.04(1)	Wis. Stat. § 51.30(4)(b)1 & 5 DHS 133.04(1)	DHS 133.04(1)	DHS 133.04(1)
Hospice	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Wis. Stat. § 50.92(3) Wis. Stat. § 146.82(2)(a)5 DHS 131.15	Wis. Stat. § 50.92(3) Wis. Stat. § 51.30(4)(b)1 & 5 DHS 131.15	DHS 131.15	DHS 131.15
Hospital	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Wis. Stat. § 50.36(4) Wis. Stat. § 146.82(2)(a)5	Wis. Stat. § 50.36(4) Wis. Stat. § 146.82(2)(a)5	Wis. Stat. § 50.36(4) Wis. Stat. § 146.82(2)(a)5	Wis. Stat. § 50.36(4) Wis. Stat. § 146.82(2)(a)5
Hospital (Psychiatric) (DHS 61.71 & 61.79)	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Wis. Stat. § 51.30(4)(b)1 & 5 Wis. Stat. § 146.82(2)(a)5	Wis. Stat. § 51.30(4)(b)1 DHS 92.04(1)(a)	Wis. Stat. § 51.30(4)(b)1 & 5	Wis. Stat. § 51.30(4)(b)1
Mental Health Day Treatment Services for Children (DHS 40)	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Wis. Stat. § 146.82(2)(a)5 DHS 40.04(2)(d)	Wis. Stat. § 51.30(4)(b)1 & 5 DHS 40.04(2)(d) DHS 92.04(1)(a)		DHS 40.04(2)(d)
Nursing Home	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Wis. Stat. § 50.04(3)(a) Wis. Stat. § 50.07(1)(c) & (d) Wis. Stat. § 146.82(2)(a)5 DHS 132.45(1)	Wis. Stat. § 50.04(3)(a) Wis. Stat. § 50.07(1)(c) & (d) Wis. Stat. § 51.30(4)(b)1 & 5 DHS 132.45(1)	Wis. Stat. § 50.04(3)(a) Wis. Stat. § 50.07(1)(c) & (d) DHS 132.45(1)	Wis. Stat. § 50.04(3)(a) Wis. Stat. § 50.07(1)(c) & (d) DHS 132.45(1)
Outpatient Mental Health Clinic (DHS 35)	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Wis. Stat. § 146.82(2)(a)5 DHS 35.08(2)(a) & (b)	Wis. Stat. § 51.30(4)(b)1 & 5 DHS 35.08(2)(a) & (b) DHS 92.04(1)(a)		DHS 35.08(2)(a) & (b)
Outpatient Therapy Clinic	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53			Wis. Stat. § 146.82(2)(a)12	
Personal Care Agency	State Funded Only	DHS 105.17(4)(a) DHS 107.112	DHS 105.17(4)(a) DHS 107.112	DHS 105.17(4)(a) DHS 107.112	DHS 105.17(4)(a) DHS 107.112
Portable X-ray Service	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Federally Funded Only			

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Residential Care Apartment Complex	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Wis. Stat. § 146.82(2)(a)5 DHS 89.55(1)	Wis. Stat. § 51.30(4)(b)1 & 5 DHS 89.55(1)	DHS 89.55(1)	DHS 89.55(1)
Rural Medical Center	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	Wis. Stat. § 50.53(2) Wis. Stat. § 146.82(2)(a)5, 17 DHS 127.05(2)(a) & (b)	Wis. Stat. § 51.30(4)(b)1 & 5 DHS 127.05(2)(a) and (b)	DHS 127.05(2)(a) & (b)	DHS 127.05(2)(a) & (b)
Traumatic Brain Injury Program	42 CFR 489.53(a), (a)(5), and (a)(13) 42 CFR Part 2, §2.1(b)(2)(B), 2.2(b)(2)(B), 2.53	<i>Federally Funded Only</i>			