

# DQA Quarterly Information Update



OCTOBER 2018

## Moving Protectively Placed Residents with Guardianship

### Bureau of Nursing Home Resident Care

Even if a resident is protectively placed in a nursing home or assisted living facility, due to a court order that named the facility, the protectively placed resident may be moved to another facility. The only persons or entities that have authority to transfer a protectively placed resident are the guardian, the county that provides the protective placement, the Department of Health Services, and the protective placement facility.

Before a protectively placed resident is moved, two consents are required by [Wis. Stat. §55.15\(4\)](#), which states:

- **The consent of the guardian.** "No individual may be transferred under this section without the written consent of the individual's guardian, except in the case of an emergency transfer under sub. (5)(b)."
- **The consent of the county department.** "No individual may be transferred under this

section to a facility that is more costly to the county without the written consent of the county department, except in the case of an emergency transfer under sub. (5)(b)."

In the case of a non-emergency transfer, the person or entity initiating the transfer shall give written notice to the court and to each person or entity that did not initiate the transfer, at least 10 days prior to the transfer.

In the case of an emergency transfer, where prior consents are not required, written notice shall be provided to the persons/entities who did not initiate the transfer immediately upon the transfer. Notice to the court shall be made within a reasonable time, not to exceed 48 hours.

Although a managed care organization (MCO) is not

authorized to transfer a protectively placed resident, the MCO needs to be considered because it is the funding agency. An MCO that wishes to transfer a resident needs to communicate this information to the county and the guardian, who can initiate a transfer. A guardian cannot unilaterally stop a transfer (even though the statute requires the guardian's consent) because the MCO is the funding source. The MCO, the county, and the guardian need to work together to determine what is best for the resident.

Please see [Wis. Stat. §55.15\(4\)](#), Transfer of an individual under a protective placement order. It contains the complete set of requirements that must be met when transferring a resident who has a guardian and who is protectively placed.

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# Resident Relocation Manual for Nursing Homes Facilities Serving People with Developmental Disabilities (FDD) Community-Based Residential Facilities (CBRF)

## Administrative Services Unit

Under Wisconsin law, nursing homes, FDDs, and CBRFs that are relocating five or more residents must file a resident relocation plan with the Division of Medicaid Services. These facilities must not begin discharge planning for any of its residents until the Division of Medicaid Services has approved a facility resident relocation plan.

To assist these facilities in the relocation process, the Division of Medicaid Services, Bureau of Adult Quality and Oversight is pleased to announce that the [Resident Relocation Plan](#) (DHS form F-02282A) and the [Resident Roster and Individualized Relocation Plan](#) (DHS form F-02282) forms have been developed and are ready for use. The

forms may also be found in the [Resident Relocation Manual](#).

If you have questions, please email:

[Jessica Gross](#), CAPSW.

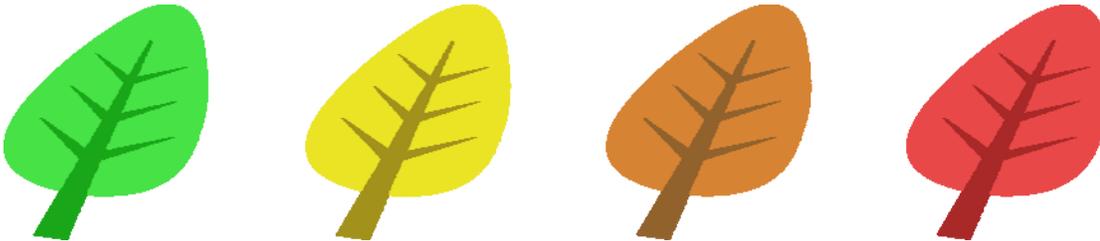
Relocation Coordinator

Bureau of Adult Long Term Care Services

Division of Medicaid Services

*“Winter is an etching,  
spring a watercolor,  
summer an oil painting  
and autumn a mosaic  
of them all.”*

*–Stanley Horowitz*



## Peer Advisor Program – Thank You to Advisors!

### Bureau of Education Service and Technology

As we prepare for the second annual surveyor peer advisor program update we would like to take this opportunity to acknowledge and thank our 44 surveyor and investigator peer advisors for all of their great work! These peer advisors represent long term care, non-long term care, assisted living, Clinical Laboratory Improvement Amendment, and Office of Caregiver Quality.

The peer advising program is a form of mentoring that takes place between an experienced surveyor and an employee

who is attempting to establish a new role. This type of mentoring provides new or transitioning employees the chance to learn, feel supported, and achieve effective skills within their orientation period.

The peer advisors receive training prior to mentoring, participate in quarterly meetings, and attend the annual peer advisor update. This level of commitment above job minimum is commendable! Our sincere “thank you” to our peer advisors, you are the backbone to the success of the program.

*“Giving is the only way  
to receive more.”*

*–Lailah Gifty Akita*

# Register Now!

## 2018 FOCUS Conference — Teach, Learn, Collaborate

Bureau of Education Services and Technology



### **Special Session:** *Art and Science of Mental Health*

Wednesday, November 14, 2018

### **FOCUS 2018 Conference:** *Teach, Learn, Collaborate*

Thursday, November 15, 2018

The Wisconsin Department of Health Services (DHS), Division of Quality Assurance (DQA), is pleased to announce that registration is now open for the 17th annual FOCUS conference!

The conference will be held at the Kalahari Convention Center in Wisconsin Dells on November 14 and 15, 2018. The Focus 2018 Conference is developed in collaboration with health care providers and provider association representatives.

For registration and to view breakout sessions go to:

<http://www.uwsp.edu/conted/ConfWrkShp/Pages/FOCUS/default.aspx>

For questions about registration please contact: University of Wisconsin-Stevens Point Continuing Education at

[uwspce-conf@uwsp.edu](mailto:uwspce-conf@uwsp.edu)

For questions about Special Session & FOCUS 2018 Conference please contact: Leann Graffin at 608-267-1438 or at

[leann.graffin@wi.gov](mailto:leann.graffin@wi.gov)

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## Southern Region Nursing Home Forum 2018 Date and Location Changes

Bureau of Nursing Home Resident Care

The dates and locations are:

### **Iowa County Health and Human Services Building**

Community Room  
303 West Chapel Street  
Dodgeville, WI 53533  
October 30, 10:00 a.m. to 12:00 p.m.

### **Lakeview Health Center**

962 Garland Street East  
West Salem, WI 54669  
November 6, 10:00 a.m. to 12:00 p.m.



# Changes In DQA Staff



## Bureau of Assisted Living (BAL)

**New Appointment:** Brenda Koh as license permit program specialist on September 17, 2018. Her location is Southern Regional Office.

**New Appointment:** Alena Richardson as health services specialist associate on July 9, 2018. Her location is Northeastern Regional Office.

**New Appointment:** Adam Seeger as license permit program specialist on August 6, 2018. His location is Southern Regional Office.

## Bureau of Health Services (BHS)

**New Appointment:** Tina Dary as health services specialist on September 17, 2018. Her location is Central Office.

**New Appointment:** Renee DeWitt as health services specialist on September 17, 2018. Her location is Northeastern Regional Office.

**New Appointment:** Garrett (Troy) Jackson as office operations associate on July 9, 2018. His location is Central Office.

**New Appointment:** Tonia Tucker as health services specialist on September 17, 2018. Her location is Southeastern Regional Office.

## Bureau of Nursing Home Resident Care (BNHRC)

**New Appointment:** Stacey Burmeister as nurse consultant 1 on October 1, 2018. Her location is Western Regional Office.

**New Appointment:** Candida Fleming as nurse consultant 1 on July 9, 2018. Her location is Northern Regional Office.

**New Appointment:** Cathryn Kutz as nurse consultant 1 on July 23, 2018. Her location is Western Regional Office.

**New Appointment:** Elizabeth Laubenstien as certification & licensing specialist coordinator senior on September 4, 2018. Her location is Central Office.

**New Appointment:** Jill Manning as nurse consultant 1 on July 9, 2018. Her location is Southern Regional Office.

**New Appointment:** Allison Schulz as nurse consultant 1 on August 5, 2018. Her location is Northern Regional Office.

**New Appointment:** Damon Scott as quality assurance program specialist on July 22, 2018. His location is Southeastern Regional Office.

## Bureau of Education Services and Technology (BEST)

**New Appointment:** Jerry Riederer as nurse consultant 2 on October 1, 2018. His location is Central Office.

## Office of Plan Review and Inspection

**New Appointment:** Gregory Fischer as civil engineer–advanced on July 9, 2018. His location is Central Office.

**New Appointment:** Dennis Starrett as civil engineer–advanced on July 9, 2018. His location is Central Office.

**New Appointment:** David Wallace as civil engineer–advanced on July 22, 2018. His location is Central Office.



# Quality, Safety, and Oversight Letters (July, August, September) (formerly Survey and Certification Letters)

Listed below are quality, safety, and oversight (QSO) letters distributed by Centers for Medicare & Medicaid Services (CMS) since our last issue was published. The CMS website for reviewing all memos is located at:

<http://www.cms.gov/medicare/provider-enrollment-and-certification/surveycertificationgenInfo/policy-and-memos-to-states-and-regions.html>

CMS QSO Memo No. Affected Provider(s)	Title
18-18-NH	Final Revised Policies Regarding the Immediate Imposition of Federal Remedies
18-19-CLIA	Performance Specification Verification of Assays Authorized Under Emergency Use (EUA)
18-20-CLIA	Clarification of the Operation of Multiple Laboratories at the Same Location and the Discontinued Use of the Term “Shared Laboratory”
18-21-Hospitals	CMS Clarification of Psychiatric Environmental Risks
18-22-ESRD	Revisions to the State Operations Manual (SOM), Chapter 2, End Stage Renal Disease (ESRD) Program
18-23-OPO	New Organ Procurement Organization (OPO) Survey Protocol and Guidance Revisions in Appendix Y of the State Operations Manual (SOM)
18-24-ESRD	Survey Process for Reviewing Home Dialysis Services in a Long Term Care (LTC) Facility
18-25-HHA	Home Health Agency (HHA) Interpretive Guidelines
18-26-Hospital-CAH	Guidance to Hospitals and Critical Access Hospital (CAH) Surveyors Addressing Revisions to Swing-Bed Requirements

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## Division of Quality Assurance

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