
Wisconsin Legislative Council

ACT MEMO



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2021 Wisconsin Act 208
[2021 Assembly Bill 679]

Hospital-Associated Services

BACKGROUND

2021 Wisconsin Act 10 authorized a hospital to provide hospital-associated services in a home setting without a home health agency license. If federal standards are met, the act exempts a hospital from licensing as a home health agency for providing hospital-associated services in a home setting. In particular, if the federal Centers for Medicare and Medicaid Services, commonly referred to as “CMS,” has approved a hospital to provide a hospital-associated service, the Department of Health Services may apply the same standards for the service as CMS. This allows a hospital to provide a service in a home setting that is otherwise provided in an inpatient or outpatient facility, without a home health agency license.

Under Act 10, the hospital-associated services may be provided by a hospital in a home setting, under the CMS standards, until January 1, 2022.

2021 WISCONSIN ACT 208

2021 Wisconsin Act 208 removes the January 1, 2022, time limit on the authorization of hospital-associated services.

Effective date: March 25, 2022

KAM:ksm