



## Background Continued November 14, 2016 the Wolf Administration issued a policy clarification through the departments of Health, Human Services, and State that clarifies the types of non-skilled services/activities that can be performed by DCWs to assist individuals with disabilities with activities of daily living that could be performed independently but for their disability.



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## November 14, 2016 Policy Clarification

Direct Care Worker Non-Skilled Services in Home and Community Based Services Settings Joint Policy Clarification – Departments of Human Services, Health, and State November 14, 2016

## Issue

The Administration is issuing a policy that clarifies the types of non-skilled services/activities that can be performed in the consumer's place of residence or other independent living environment by personal attendants, direct care workers, nursemaids or other household aids of any type (collectively, "DCWs") in all home and community-based services ("HCBS") settings. These services/activities fall under the Department of Health's ("DOH") Home Care Agency regulations governing home care services as directed by an individual in a home or independent living environment, the Department of Human Services ("DHS") regulations, and HCBS waiver programs and the state-funded Act 150 program, and are exempt from the licensure requirements under the Professional Nursing Law and the Practical Nurse Law as "home care." This policy clarification will help the Administration meet one of its key priorities, serving individuals with disabilities in the community, whenever possible.

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