

Definition:

A Private Home Care Provider (PHCP) is any entity that directly provides or makes provision for private home care services through its own employees or agents, contractual arrangements with independent contractors or referral. Private home care services means those items and services provided at a patient's residence that involve direct care to that patient and includes nursing services, personal care tasks and companion or sitter tasks.

Exemptions:

- When services are provided directly by an individual, paid or not paid and not by agents or employees of the individual and not through independent contractors or referral arrangements
- When the services are home infusion therapy and the intermittent skilled nursing care is provided only as an integral part of the therapy
- When the services are provided through the temporary placement of professionals and paraprofessionals to perform those services in places other than a person's residence
- When the services are provided by licensed home health agencies
- When the services are provided in a personal care home and by staff of the personal care home
- When these services are services provided with the scope of practice of pharmacists
- Where the services are provided by the federal government

Type Regulation:

**State:** A PHCP must obtain a license..

Legal Authority:

**O.C.G.A. § 31-7-300 Private Home Care Providers**

**O.C.G.A. § 31-2-8 Enforcement Authority**

**O.C.G.A. § 31-2-9 Criminal Records Checks for Owners**

Rules:

**State:**

- [Rules and Regulations for Private Home Care Providers](#), Chapter 290-5-54, effective February 12, 2008
- [General Licensing and Enforcement Requirements](#), Chapter 111-8-25, effective August 3, 2010

Fees:

License: Companion Sitter or Personal Care Only: \$200<50 FTEs or \$400>49 FTEs  
Nursing Services Only: \$500<50 FTEs or \$750> 49 FTEs  
Nursing Services and Personal Care and/Companion Sitter: \$750<50 FTEs or \$1000>49 FTEs; All Fees Due Annually