

Expiration dates for certain waivers of state laws implemented due to the COVID-19 State of Emergency

| Exec. Order | Date | Description | Notes | Expiration Date |
|---------------------------------|-----------|--|---|-----------------|
| State of Emergency Proclamation | 3/4/2020 | Par. 3: The Emergency Medical Services Authority may authorize out-of-state health care personnel to work in California without a California-issued license. | | 9/30/2021 |
| | | Par. 10: The California Department of Public Health (CDPH) is authorized to waive licensing requirements for hospitals and other health facilities. | Any facility operating under a waiver granted in an All Facilities Letter (AFL) may continue to do so until the expiration date stated in the AFL or 9/30/21, whichever comes first. Hospitals are reminded that AFL 20-26.8, which granted a statewide blanket waiver for space and other requirements, expires on 7/17/21. A hospital may request program flex approval on an individual hospital basis from CDPH if desired. | 9/30/2021 |
| | | Par. 13: EMSA may allow the transport of ambulance patients to medical facilities other than acute care hospitals (alteranate destination). | | 6/30/2021 |
| | | Par. 14: The Department of Social Services (DSS) may waive laws related to Community Care Facilities, Residential Care Facilities for the Elderly, and day care facilities. | Any facility operating under a waiver may continue to do so until the expiration date stated in the waiver or 9/30/21, whichever comes first. | 9/30/2021 |
| N-25-20 | 3/12/2020 | Par. 4: EMSA may implement additions to the local optional scopes of practice without consulting with a committee comprising local medical directors. | | 9/30/2021 |
| N-27-20 | 3/15/2020 | Par. 1: CDPH, Cal/OSHA, and DSS are directed to focus on: the most serious health and safety issues at licensed facilities, providing technical assistance and supporting compliance with core health and safety requirements, providing technical assistance and support to have maximum effect to address COVID-19 risk, and allegations of most serious violations impacting health and safety. | | 6/30/2021 |
| | | Par. 3: CDPH, DSS and EMSA must authorize first responders, health and human services care providers, and workers who are asymptomatic to working during the State of Emergency (they must take precautions to prevent the transmission of COVID-19. | | 6/30/2021 |
| N-31-20 | 3/17/2020 | Par. 2: Waives California notice requirements for an employer implementing a mass layoff, relocation, or termination. See order for conditions to be fulfilled. | | 6/30/2021 |
| N-35-20 | 3/21/2020 | Par. 1: CDPH is authorized to suspend licensing requirements for clinics, adult day health, hospice, and mobile health care units. | Any entity operating under a waiver may continue to do so until the expiration date stated in the waiver or 9/30/21, whichever comes first. | 9/30/2021 |
| N-39-20 | 3/30/2020 | Par. 1: CDPH is authorized to suspend requirements for health facilities and of the Long-Term Care, Health, Safety, and Security Act of 1973. | Any facility operating under a waiver granted in an All Facilities Letter (AFL) may continue to do so until the expiration date stated in the AFL or 9/30/21, whichever comes first. Hospitals are reminded that AFL 20-26.8, which granted a statewide blanket waiver for space and other requirements, expires on 7/17/21. A hospital may request program flex approval on an individual hospital basis from CDPH if desired. | 9/30/2021 |

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| | | Par. 2: CDPH may waive professional licensing and certification requirements and amend scope of practice for certified nurse assistants, home health aides, nursing home administrators, and certified hemodialysis technicians. | | 9/30/2021 |
| | | Par. 3: Certification and permitting requirements of the Radiologic Technology Act are suspended for specified persons. | | 9/30/2021 |
| | | Par. 4: CDPH is authorized to waive hospital licensing requirements related to physician credentialing and privileging. | CDPH has rescinded its statewide blanket waiver of physician credentialing and privileging requirements. If a hospital has an individual program flex that has an expiration date after 6/30/21, the waiver should remain valid until the expiration date stated in the waiver, as CDPH has the legal authority to approve program flexes even in the absence of an executive order. However, affected hospitals are advised to confirm this with CDPH. | 6/30/2021 |
| | | Par. 6: EMSA is authorized to suspend any licensing, certification, or training requirements for Emergency Medical Services (EMS) personnel, such as paramedics and emergency medical technicians. EMSA may permit EMS personnel to work in any setting, including in acute care hospitals. | | 9/30/2021 |
| N-40-20 | 3/30/2020 | Par. 12: The Department of Consumer Affairs may waive any continuing education requirements for health care professionals. | Any waivers granted on or before 9-30-21 remain valid until the expiration date stated in the waiver. | 9/30/2021 |
| N-43-20 | 4/3/2020 | Par. 1: Waives the requirement to obtain oral or written consent for telehealth services. | The Medicare requirement to obtain and document consent for telehealth services at least annually has not been waived. | 9/30/2021 |
| | | Par. 2-3: Waives penalties for telehealth-related privacy breaches in the Confidentiality of Medical Information Act. | | 9/30/2021 |
| | | Par. 4: Waives penalties in state law for notifying the patient of telehealth-related privacy breaches. | | 9/30/2021 |
| | | Par. 5-7: Extends the deadline for notifying patients and CDPH of telehealth-related privacy breaches from 15 days to 60 days after discovery. | | 9/30/2021 |
| N-55-20 | 4/22/2020 | Par. 1: Extends deadline by 90 days for providers to submit, and the Department of Health Care Services (DHCS) to review, a cost report, change in scope of service request, or reconciliation request. | | 6/30/2021 |
| | | Par. 2: DHCS is authorized to waive timelines related to administrative appeals. | | 9/30/2021 |
| | | Par. 4: The requirement to obtain a Medi-Cal beneficiary's signature before providing a drug or device or taking a lab specimen is waived. Any form of delivery tracking or proof of delivery is acceptable. | | 6/30/2021 |
| | | Par. 5: The use of the Laboratory Services Reservation System is not required for COVID-19 testing. | | 6/30/2021 |

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| | | Par. 6: DHCS is authorized to issue bulletins or guidance related to provider enrollment without advance notice or public hearing. | | 6/30/2021 |
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| | | Par. 8: DHCS is authorized to grant flexibility related to staffing for Short-Term Residential Treatment Programs, Special Treatment Programs, Psychiatric Health Facilities, Mental Health Rehabilitation Centers, Community Treatment Facilities, Community Residential Treatment Systems/Social Rehabilitation Programs. | | 6/30/2021 |
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| | | Par. 11: The patient's physical signature is not required on a consent form for antipsychotic medication. | | 9/30/2021 |
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| | | Par. 13: DHCS is authorized to suspend or delay -- and allow Medi-Cal managed care plans to suspend or delay -- annual medical audits, facility site reviews, and data collection. | | 6/30/2021 |
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| | | Par. 14: DHCS may grant Medi-Cal managed care plans an additional 90 days to conduct beneficiary risk assessments. These assessments may be conducted by phone or video conference. | | 6/30/2021 |
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| | | Par. 16: DHCS may extended the deadline by 90 days for fee-for-service providers to submit information for Medical Exemption Requests. | | 6/30/2021 |
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| N-63-20 | 5/7/2020 | Par. 10: Public employers, such as county and district hospitals, need not post the required "bulletin board" if notices are provided by other means. | | 6/30/2021 |
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| N-68-20 | 6/5/2020 | Par. 1: Temporary licenses granted by CDPH on or before 6/30/21 to manufacture over-the-counter drugs (such as hand sanitizer) remain valid until 9-30-21. | | 6/30/2021 |
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| | | Par. 2: Fees due before 6/30/21 to renew a license to manufacture drugs may be 60 days late. | | 6/30/2021 |
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| N-71-20 | 6/30/2020 | Par. 4: Medi-Cal eligibilitly redeterminations are suspended to the extent allowed by federal law. | | 6/30/2021 |
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| N-75-20 | 8/24/2020 | Par. 10: CDPH is authorized to grant licensing and staffing waivers to home health agencies and pediatric day health/respite providers. | Any facility operating under a waiver may continue to do so until the expiration date stated in the waiver or 9/30/21, whichever comes first. | 6/30/2021 |
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| N-80-20 | 9/23/2020 | Par. 7: The Department of Managed Health Care may require health plans to provide information related to their operations during the pandemic. | | 9/30/2021 |