

Mission:  
To protect, promote & improve the health  
of all people in Florida through integrated  
state, county & community efforts.



Rick Scott  
Governor

Celeste Philip, MD, MPH  
Surgeon General and Secretary

Vision: To be the Healthiest State in the Nation

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**STATE OF FLORIDA  
DEPARTMENT OF HEALTH**

In Re:

**SUSPENSION OF STATUTES, RULES AND  
ORDERS, MADE NECESSARY BY  
HURRICANE MICHAEL.**

DOH No. 18-276

**EMERGENCY ORDER**

Pursuant to the authority granted by Executive Order No. 18-276, I find that strict compliance with the provisions of certain statutes regulated by the Florida Department of Health will prevent, hinder, or delay necessary action in coping with the emergency caused by Hurricane Michael. In order to effectively respond to the severe threat posed by Hurricane Michael it is necessary to promulgate the following:

For the purposes preparing for, responding to, and mitigating any effect of Hurricane Michael, health care professionals holding a valid and unrestricted and unencumbered license in any state, territory, and/or district may render such services in Florida during a period not to exceed thirty days (unless extended), if such health care practitioner does not represent or hold themselves out as a health care practitioner licensed to practice in Florida. The permitted provision of health care services and treatment by such persons is limited to those licensees as defined in section 456.001(4), part III of chapter 401, and part IV of chapter 468, Florida Statutes. Any statute and/or rule to the contrary is hereby suspended for a period of thirty days, unless extended.

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For the purposes preparing for, responding to, and mitigating any effect of Hurricane Michael, the provisions of chapters 499 and 465, Florida Statutes, and rules promulgated thereunder, that if applied, would operate to limit distribution, dispensing, or administration of otherwise legitimate prescription drugs in a manner that could hinder, prevent, or delay mitigation of any health-related condition are suspended for a period of thirty days, unless extended. This paragraph does not affect any law governing any controlled substance as that term is defined in chapter 893, Florida Statutes.

For the purposes preparing for, responding to, and mitigating any effect of Hurricane Michael, the Department of Health shall authorize reporting extensions in accordance with section 893.055(3)(a), Florida Statutes, by a dispenser located in an area or county included in Executive Order No. 18-276 for up to thirty days, unless extended.

For the purposes preparing for, responding to, and mitigating any effect of Hurricane Michael the requirements of Chapter 287, Florida Statutes, and *Florida Administrative Code Chapters* 60A-1, are hereby suspended for a period of thirty days, unless extended.

For the purposes of preparing for, responding to, and mitigating any effect of Hurricane Michael the requirements for background screening or contracted employees pursuant to Department of Health Policy 60-5-15, are hereby suspended for a period of thirty days, unless extended.

For the purposes preparing for, responding to, and mitigating any effect of Hurricane Michael, and in accordance with section 465.019(2)(b), Florida Statutes, a Class II institutional pharmacy located in an area or county included in Executive Order No. 18-276 may provide dispensing and consulting services who are not patients of the institution.

Because section 252.36(5)(a), Florida Statutes, allows the Governor to suspend the provisions of “any regulatory statute prescribing the procedures for [the] conduct of state business,” and because Section 4. B. of Executive Order No. 18-276 provides the State Surgeon

General with the authority to issue this Emergency Order, the requirements of sections 252.46 and 120.54(4), Florida Statutes, do not apply to this Order.

The effective dates of this Order shall correspond with the effective dates of Executive Order NO. 18-276.

Executed this 8<sup>th</sup> day of October 2018, in Department of Health Offices, Tallahassee, Leon County, Florida.



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Celeste Philip, MD, MPH  
Surgeon General and Secretary