

**Mission:**

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



**Vision:** To be the Healthiest State in the Nation

**Ron DeSantis**  
Governor

RECEIVED  
DEPARTMENT OF HEALTH

**Joseph A. Ladapo, MD, PhD**  
State Surgeon General

2022 NOV 10 AM 10:54

OFFICE OF THE CLERK

**STATE OF FLORIDA  
DEPARTMENT OF HEALTH**

In Re:

SUSPENSION OF STATUTES,  
ORDERS, AND RULES PURSUANT TO  
EXECUTIVE ORDER NUMBER  
22-253 MADE NECESSARY BY  
TROPICAL STORM NICOLE.

DOH No. 22-007

**EMERGENCY ORDER**

**WHEREAS**, on November 7, 2022, Governor Ron DeSantis issued Executive Order 22-253 regarding Tropical Storm Nicole and declared a state of emergency in 34 counties; and

**WHEREAS**, on November 9, 2022, Governor Ron DeSantis issued Executive Order 22-254, extending the state of emergency to an additional 11 counties; and

**WHEREAS**, Tropical Storm poses a risk of dangerous storm surge, heavy rainfall, flash flooding, strong winds, hazardous seas, beach erosion, and the potential for isolated tornadic activity for Florida's Peninsula; and

**WHEREAS**, Section 4 of Executive Order 22-253 allows state agencies to suspend the provisions of any regulatory statute, order, or rule, if strict compliance with the provisions of the statute, order, or rule would prevent, hinder, or delay necessary action in coping with the emergency; and

**WHEREAS**, the threat posed by Tropical Storm Nicole requires statewide deployment of emergency medical providers to protect the communities, critical infrastructure, and general welfare of Florida; and

**WHEREAS**, I find that strict compliance with the provisions of certain statutes or rules proscribing procedures governing the Florida Department of Health would prevent, hinder, or delay necessary action in preparing for and mitigating the effects of this emergency.

**NOW, THEREFORE, I, JOSEPH A. LADAPO, MD, PhD**, pursuant to section 4.B. of Executive Order No. 22-253, find that strict compliance with the provisions of certain regulatory statutes and rules prescribing the procedures for conduct of state business by the Florida Department of Health will prevent, hinder, or delay necessary action in coping with the emergency caused by Tropical Storm Nicole. In order to effectively respond to the threat posed by Tropical Storm Nicole it is necessary to promulgate the following:

Section 1: Emergency Medical Service Provider Certification

Section 401.25(1)(d), Florida Statutes, and Florida Administrative Code Rules 64J-1.002(2)(b) and 64J-1.003(6)(c), which require licensed basic life support service providers, licensed advanced life support service providers, and licensed air ambulance services to obtain a certificate of public convenience and necessity from each county in which they operate, are likely to impede the Department of Health's ability to take actions needed to effectively facilitate the mitigation, response, and recovery necessary to respond to this emergency and are hereby suspended for the duration of Executive Order 22-253 and any modifications or extensions thereof.

Executed this 10th day of November 2022, in Department of Health offices, Tallahassee, Leon County, Florida.



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Joseph A. Ladapo, MD, PhD  
State Surgeon General