On Wednesday night Governor DeSantis released Executive Order 20-112, which allows for elective procedures to resume at 12:01 a.m. on May 4. While most of the Order explicitly excludes Dade, Broward, and Palm Beach Counties, the section allowing for elective procedures does not include that exception. As a result, even those counties may resume elective medical procedures.

There are a few conditions to the resumption of such procedures, namely:

1. The facility must have the capacity;

2. The facility must have adequate PPE (the Order does not specify what “adequate” is); and

3. The facility does not seek governmental aid to acquire PPE.

It should be noted that the current ban on “personal services” continues, meaning that spa-type services are still excluded.

While procedures will be allowed, members are reminded that they must take reasonable efforts to protect both their staff and patients and to ensure that their communities maintain sufficient supplies of PPE.

Questions may be directed to Chris Nuland, legal counsel at nulandlaw@aol.com.

Thank you for your service and dedication to your profession.

Manning Hanline, Jr., MD, FACP, FACEP
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