

CORONAVIRUS (COVID-19) FEDERAL AND NEW YORK HEALTH CARE – PRIMARY LEGAL SOURCES

A note from Katten’s Health Care team to our friends and colleagues:

Our work involving the health care law of COVID-19 has necessarily involved a large body of “new law” and new resources. Katten’s health care attorneys have consulted many of these links repeatedly during the past few weeks, and we thought it would be helpful to collect them in one place. We hope it will be helpful for you as well.

These links will be regularly updated; don’t hesitate to send us your suggestions. For additional information or assistance, please contact [Joseph Willey](#) or other members of Katten’s [Health Care practice](#).

Federal

H.R.6201 Families First Coronavirus Response Act (Mar. 18, 2020) (among other things, establishes requirements for providing coronavirus diagnostic testing at no cost to consumers, treats personal respiratory protective devices as countermeasures eligible for certain liability protections, and temporarily increases the Medicaid federal medical assistance percentage (FMAP))

<https://www.congress.gov/bill/116th-congress/house-bill/6201/text>

H.R. 748 Coronavirus Aid, Relief, and Economic Security Act or the CARES Act (Mar. 27, 2020) (provides emergency assistance and health care response for individuals, families and businesses affected by the 2020 coronavirus pandemic)

<https://www.congress.gov/bill/116th-congress/house-bill/748/text>

President’s proclamation of national emergency (Mar. 13, 2020)

<https://www.whitehouse.gov/presidential-actions/proclamation-declaring-national-emergency-concerning-novel-coronavirus-disease-covid-19-outbreak/>

CARES Act Paycheck Protection Program Applications and Treasury Guidance

<https://home.treasury.gov/policy-issues/top-priorities/cares-act/assistance-for-small-businesses>

CMS Coronavirus Emergency webpage, which points to press releases, billing and coding guidance, survey and certification guidance, lab test coverage, telemedicine, etc.:

<https://www.cms.gov/About-CMS/Agency-Information/Emergency/EPRO/Current-Emergencies/Current-Emergencies-page>, which includes here and elsewhere on the CMS website, e.g.:

- **Press Releases**

<https://www.cms.gov/about-cms/emergency-preparedness-response-operations/current-emergencies/coronavirus-press-releases>

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- **CMS Newsroom**
<https://www.cms.gov/index.php/newsroom>
- **CMS Interim Final Rule with Comment Period (CMS-1744-IFC)**
<https://www.cms.gov/files/document/covid-final-ifc.pdf> (new rules and waivers of federal requirements to ensure that local hospitals and health systems have the capacity to absorb and effectively manage potential surges of COVID-19 patients, including increasing hospital capacity, expanding the workforce, reducing paperwork, promoting telehealth, etc.)
- **CMS Coronavirus Waivers & Flexibilities**
<https://www.cms.gov/about-cms/emergency-preparedness-response-operations/current-emergencies/coronavirus-waivers>
- **CMS Medicare Learning Network Connects**
<https://www.cms.gov/Outreach-and-Education/Outreach/FFSProvPartProg/Provider-Partnership-Email-Archive>
- **FAQS about Families First Coronavirus Response Act and Coronavirus Aid, Relief, and Economic Security Act Implementation Part 42**
<https://www.cms.gov/files/document/FFCRA-Part-42-FAQs.pdf>
- **Fact Sheet: Expansion Of the Accelerated and Advance Payments Program For Providers and Suppliers During Covid-19 Emergency**
<https://www.cms.gov/files/document/Accelerated-and-Advanced-Payments-Fact-Sheet.pdf>
- **COVID-19 Checklists and Tools re State Medicaid & CHIP Programs (3/22/2020)** (generally described here: <https://www.cms.gov/newsroom/press-releases/trump-administration-releases-covid-19-checklists-and-tools-accelerate-relief-state-medicaid-chip>)
 - **1115 Waiver Opportunity and Application Checklist**
<https://www.medicaid.gov/medicaid/section-1115-demonstrations/1115-application-process/index.html>
 - **1135 Waiver Checklist**
<https://www.medicaid.gov/state-resource-center/disaster-response-toolkit/cms-1135-waivers/index.html> [See also Section 1135 information listed separately below.]
 - **1915(c) Appendix K Template**
<https://www.medicaid.gov/state-resource-center/disaster-response-toolkit/hcbs/appendix-k/index.html>
Approved COVID-19 Appendix K Documents for various states are available [here](#).
New York's approved documents:
Approval Letter: <https://www.medicaid.gov/state-resource-center/downloads/ny-appendix-k-appvl-ltr.pdf>

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Appendix K: <https://www.medicaid.gov/state-resource-center/downloads/ny-0238-appendix-k-appvl.pdf>

- **Medicaid Disaster State Plan Amendment Template**
<https://www.medicaid.gov/state-resource-center/disaster-response-toolkit/state-plan-flexibilities/index.html>
- **The Center for Consumer Information & Insurance Oversight – COVID-19 Guidance - FAQs**
<https://www.cms.gov/ccio/resources/fact-sheets-and-faqs/index#COVID-19>
- **CMS Announces Findings at Kirkland Nursing Home and New Targeted Plan for Healthcare Facility Inspections in Light of COVID-19**
<https://www.cms.gov/newsroom/press-releases/cms-announces-findings-kirkland-nursing-home-and-new-targeted-plan-healthcare-facility-inspections>
- **COVID-10 Long-Term Care Facility Guidance**
<https://www.cms.gov/files/document/4220-covid-19-long-term-care-facility-guidance.pdf>
- **CMS Approves Medicaid Section 1135 Waivers for 11 Additional States in Response to COVID-19**
<https://www.cms.gov/newsroom/press-releases/cms-approves-medicaid-section-1135-waivers-11-additional-states-response-covid-19>
- **President Trump Expands Telehealth Benefits for Medicare Beneficiaries During COVID-19 Outbreak**
<https://www.cms.gov/newsroom/press-releases/president-trump-expands-telehealth-benefits-medicare-beneficiaries-during-covid-19-outbreak>
- **Medicare Telemedicine Health Care Provider Fact Sheet**
<https://www.cms.gov/newsroom/fact-sheets/medicare-telemedicine-health-care-provider-fact-sheet>
- **Medicare Telehealth FAQs**
<https://edit.cms.gov/files/document/medicare-telehealth-frequently-asked-questions-faqs-31720.pdf>
- **CMS Announces New Measures to Protect Nursing Home Residents from COVID-19**
<https://www.cms.gov/newsroom/press-releases/cms-announces-new-measures-protect-nursing-home-residents-covid-19>
- **Medicare Coverage and Payment Related to COVID-19 Fact Sheet**
<https://www.cms.gov/files/document/03052020-medicare-covid-19-fact-sheet.pdf>
- **CMS Releases Recommendations on Adult Elective Surgeries, Non-Essential Medical, Surgical, and Dental Procedures During COVID-19 Response**
<https://www.cms.gov/newsroom/press-releases/cms-releases-recommendations-adult-elective-surgeries-non-essential-medical-surgical-and-dental>

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- **CMS Publishes First Set of COVID-19 FAQs for State Medicaid and CHIP Agencies**
<https://www.cms.gov/newsroom/press-releases/cms-publishes-first-set-covid-19-frequently-asked-questions-faqs-state-medicaid-and-childrens-health>
- **Medicaid and CHIP Coverage and Payment Related to COVID-19 Fact Sheet**
<https://www.cms.gov/files/document/03052020-medicaid-covid-19-fact-sheet.pdf>
- **COVID-19 Frequently Asked Questions for State Medicaid and CHIP Agencies**
<https://www.medicaid.gov/state-resource-center/downloads/covid-19-faqs.pdf>
- **Medicaid Telehealth Guidance**
<https://www.medicaid.gov/medicaid/benefits/downloads/medicaid-telehealth-services.pdf>

Re Section 1135 Waivers

- [Social Security Act § 1135](#) (codified at 42 U.S.C. § 1320b–5) (“Authority To Waive Requirements During National Emergencies”); [1135 Waivers](#) (CMS master web page); [Waiver – At a Glance](#) (CMS memo); [1135 Waivers and the Emergency Preparedness Rule](#) (CMS slide presentation); [Medicare FFS Additional Emergency and Disaster-Related Policies and Procedures That May Be Implemented Only With a § 1135 Waiver](#) (CMS memo, March 15, 2019); [Public Health Emergency Declaration Questions and Answers](#) (CMS memo)
- [President’s declaration](#) of “national emergency, beginning March 1, 2020”; [HHS Secretary Azar’s authorization](#) of Section 1135 waivers and modifications effective at 6:00 P.M. on March 15, having retroactive effect to March 1, but only to the extent determined necessary by CMS.
- CMS article, [“Medicare Fee-for-Service \(FFS\) Response to the Public Health Emergency on the Coronavirus \(COVID-19\)”](#) (March 20, 2020); [“COVID-19 Emergency Declaration Health Care Providers Fact Sheet”](#) (March 13, 2020).
- See also **COVID-19 Checklists and Tools re State Medicaid & CHIP Programs**, above.
- **State Medicaid Waivers; Individual Health Care Provider Waivers:** See, generally, [Requesting an 1135 Waiver](#) and [1135 Waiver Request, Communication Method - Best Practice](#) (CMS memos). States of [Florida](#) (March 16, 2020) and [Washington](#) (March 19, 2020) waivers. CMS [press release](#) re Florida.
- CMS Administrator has stated that all sec. 1135 approval letters will be posted publicly [here](#) (“Federal Disaster Resources”).
- **New York** requested its 1135 waiver on Mar. 23, 2020 - DOH posted it [here](#); CMS approved New York’s 1135 waiver on Mar. 26, 2020, and the approval is posted [here](#).
- See also **CMS Coronavirus Waivers & Flexibilities** above.

OIG COVID-19 Portal

<https://oig.hhs.gov/coronavirus/index.asp>

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CDC COVID-19 Webpage

<https://www.cdc.gov/coronavirus/2019-nCoV/index.html>

FEMA COVID-19 Response

<https://www.fema.gov/coronavirus>

FDA - Latest COVID-19 Information from the FDA

<https://www.fda.gov/emergency-preparedness-and-response/counterterrorism-and-emerging-threats/coronavirus-disease-2019-covid-19>

HHS COVID-19 Updates

<https://www.hhs.gov/about/news/coronavirus/index.html> and, e.g.:

Office for Civil Rights – Guidance on HIPAA, Civil Rights and COVID-19

<https://www.hhs.gov/hipaa/for-professionals/special-topics/hipaa-covid19/index.html>

CARES Act Provider Relief Fund Information and Terms and Conditions

<https://www.hhs.gov/provider-relief/index.html>

<https://www.hhs.gov/sites/default/files/relief-fund-payment-terms-and-conditions-04132020.pdf>

U.S. Department of Justice re COVID-19 Fraud, Hoarding, Price Gouging, and Other Resources

<https://www.justice.gov/coronavirus>

New York State

Governor Cuomo's Executive Orders

<https://www.governor.ny.gov/executive-orders>

- [No. 202.16](#) (Apr. 12, 2020) (various provisions including re permitting individuals to perform testing for the detection of SARS-CoV-2, or its antibodies; requiring employees at essential business/entity workplaces to be provided and wear face coverings when in direct contact with customers or members of the public, etc.)
- [No. 202.15](#) (Apr. 9, 2020) (various provisions including re permitting NY pharmacies to receive drugs/supplies/devices from certain unlicensed entities in other states to alleviate temporary shortages; allowing graduates from medical programs located in NYS in 2020 to practice medicine without a license provided they are supervised by NYS licensed/registered physicians; limiting DOH's review functions to essential matters and tolling statutory time limits for Article 28 and 36 operator transfer notices; allowing respiratory therapy technicians licensed/in good standing in any state to practice in NYS; allowing mental health counselors, marriage and family

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therapists, creative arts therapists and psychoanalysts licensed/in good standing in any state to practice in NYS, etc.)

- [No. 202.14](#) (Apr. 7, 2020) (various provisions including re certain physicians who will graduate in 2020 practicing at any institution under the supervision of a licensed physician; designation of standby guardian by a parent/caretaker health care worker who may have been exposed to COVID-19; reporting to DOH of inventories of medical equipment, and DOH transfer of items to facilities in urgent need; extending certain EOs; authorizing fines of up to \$1000 for violating social distancing restrictions, etc.)
- [No. 202.13](#) (Mar. 30, 2020) (various provisions including re OPWDD, OMH, OASAS, OCFS provider background checks and unsupervised work; school district payment for the cost of child care services; continuing non-essential workers working from home, modifying or continuing other EOs, etc.)
- [No. 202.12](#) (Mar. 28, 2020) (various provisions including hospitals, as a condition of licensure, to allow one person to be in attendance with a patient who is giving birth so long as that person does not have a fever; postponement of certain elections and the presidential primary; etc.)
- [No. 202.11](#) (Mar. 27, 2020) (re practice of midwives, pharmacy technicians and pharmacists, registered professional and licensed practical nurses; electronic signatures; extension of school closures, modifying or amending other EOs, etc.)
- [No. 202.10](#) (Mar. 23, 2020) (numerous provisions ensuring adequate bed capacity, supplies, and providers to treat patients affected with COVID-19, e.g., increasing the number of beds available to patients; revising the definition of ambulance emergency medical services; allowing certain healthcare providers to operate without physician supervision/collaborative relationships/agreements; allowing certain healthcare providers licensed in other states to provide services; emergency treatment protocols; definition of medical control; easing recordkeeping requirements; use of students; use of volunteers; dispensing hydroxychloroquine or chloroquine, etc.)
- [No. 202.9](#) (Mar. 21, 2020) (re banking law, forbearance of payments, ATM/overdraft/credit card fees)
- [No. 202.8](#) (Mar. 20, 2020) (extending time limits under “procedural laws of the state”; provisions re driver’s licenses, motor vehicle registrations, corporate shareholder meetings; modifying E.O. 202.6 re work from home & essential businesses; no enforcement of eviction or foreclosure; tax filing and payment late penalties & interest)
- [No. 202.7](#) (Mar. 19, 2020) (provisions relating to notarial acts, personal care services, and telecommuting/work from home)
- [No. 202.6](#) (Mar. 18, 2020) (provisions relating to telecommuting/work from home)
- [No. 202.5](#) (suspension of various Education Law provisions and regulations to allow physicians, RNs, LPNs, NPs, and PAs licensed and in current good standing in any state to practice in New York State; various nursing home and HHAs and other programs provisions; temporary hospital facilities; abbreviated training of direct support professionals; abbreviated medication administration training, and others)
- [No. 202.4](#) (local government or political subdivision non-essential personnel, state workers, school closures)
- [No. 202.3](#) (cancelling large gatherings and events)

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- [No. 202.2](#) (provisions regarding elections)
- [No. 202.1](#) (suspending various provisions of DOH regulations to allow hospitals to make temporary changes to physical plants, bed capacities, and services provided; allowing construction applications for temporary hospital location to be approved without considering recommendation of health systems agency; allowing clinical labs to operate temporary collecting stations; allowing Art. 16 facilities to increase and exceed certified capacity; other health care related provisions)
- [No. 202: Declaring a Disaster Emergency in the State of New York](#) (suspension of various laws, including relating to rapid discharge, transfer or receipt of patients, PRI, EMS, personal care services, COVID-19 testing, rapid approval of telemental health services)

NYS DOH – Communicable Diseases Reporting and Control – Adding Severe or Novel Coronavirus, Effective 2020-02-06 – Amending sections 2.1 and 2.5 of Title 10 NYCRR.

NYS Register Feb. 26, 2020, pp. 38-41, <https://www.dos.ny.gov/info/register/2020/022620.pdf>

NYS DOH – Investigation of Communicable Disease; Isolation and Quarantine – emergency regulations necessary to clarify and strengthen the Department’s authority and that of the local health departments to take specific actions to control the spread of disease, including actions related to investigation and response to a disease outbreak, as well as the issuance of isolation and quarantine orders. Effective 2020-03-09 - Amending Part 2, section 405.3; and adding section 58-1.14 to Title 10 NYCRR.

NYS Register Mar. 25, 2020, pp. 15-17, <https://www.dos.ny.gov/info/register/2020/032520.pdf>

NYS DOH Coronavirus Information for Providers

<https://coronavirus.health.ny.gov/information-providers>

NYS DOH’s COVID-19 Guidance for Medicaid Providers

https://health.ny.gov/health_care/medicaid/covid19/

Some other interesting DOH issuances include, e.g.:

- **COVID-19 Special Edition Medicaid Updates**, e.g., Coverage and Reimbursement Policy, Comprehensive Telehealth Guidance, and Frequently Asked Questions (FAQs) on Medicaid Telehealth Guidance
https://www.health.ny.gov/health_care/medicaid/program/update/2020/index.htm
- **Guidance on Regulatory Relief for Home Care Providers**
https://coronavirus.health.ny.gov/system/files/documents/2020/04/doh_covid19_regulatoryreliefhomecareproviders_041020-rev-145pm.pdf
- **Health Advisory: Interim Guidance for Home Health Aide Training Programs**
https://coronavirus.health.ny.gov/system/files/documents/2020/04/doh_covid19_hhatrainingprogram_041020.pdf
- **Health Advisory: COVID-19 Updated Guidance for Hospital Operators Regarding Visitation**
https://coronavirus.health.ny.gov/system/files/documents/2020/04/doh_covid19_hospitalvisitation_041020-002.pdf

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- **Health Advisory: Covid-19 Update For Local Health Department (LHD) Contact Investigations**
https://coronavirus.health.ny.gov/system/files/documents/2020/04/doh_covid19_lhdcontacttracing_040820.pdf
- **DAL Temporary Volunteer Personal Revisions Guidance (re EO 202.10 and 10 NYCRR 405.3)**
https://coronavirus.health.ny.gov/system/files/documents/2020/04/doh_covid19_daltemporaryvolunteersonnelrevisions_041120.pdf
- **Health Advisory: COVID-19 Guidance for Dialysis Treatment**
https://coronavirus.health.ny.gov/system/files/documents/2020/04/doh_covid19_dialysis_040720.pdf
- **Advisory: Hospital Discharges and Admissions to ACFs**
https://coronavirus.health.ny.gov/system/files/documents/2020/04/doh_covid19_acfreturnofpositivepatients_040720.pdf
- **COVID-19 Guidance for Managed Care Organization Contracting and Surveillance Relief**
https://health.ny.gov/health_care/medicaid/covid19/2020-04-08_mco_surv_relief.htm
- **COVID-19 Guidance for Inpatient, Rehabilitation, and Skilled Nursing Facilities and Other Health Care Providers on Suspension of Health Plan Utilization Review Requirements**
https://health.ny.gov/health_care/medicaid/covid19/docs/2020-04-03_suspended_hlth_pln_utilization_rev_req.pdf
- **Response to Frequently Asked Questions (FAQs) from Non-Emergency Medical Transportation (NEMT) Providers**
https://health.ny.gov/health_care/medicaid/covid19/docs/2020-04-07_nemt_faq_guide.pdf
- **Bureau of EMS Policy Statements and SEMAC Advisories (including some COVID-19 guidance)**
<https://www.health.ny.gov/professionals/ems/policy/policy.htm>
- **Health Advisory: Options when Personal Protective Equipment (PPE) is in Short Supply or Not Available**
https://coronavirus.health.ny.gov/system/files/documents/2020/04/doh_covid19_ppeshortages_040220.pdf
- **Health Advisory: Respiratory Illness in Nursing Homes and Adult Care Facilities in Areas of Sustained Community Transmission of COVID-19**
https://coronavirus.health.ny.gov/system/files/documents/2020/03/22-doh_covid19_nh_alf_ilitest_032120.pdf
- **Health Advisory: COVID-19 Guidance for Hospital Operators Regarding Visitation Updated Guidance Regarding Obstetrical and Pediatric Settings**
https://coronavirus.health.ny.gov/system/files/documents/2020/03/healthadvisoryupdatehospitalvisitation_obpeds_3.21.20.pdf
- **UPDATED Guidance for Emergency Approval for Additional Capacity or alternative sites for testing, triage, screening or treatment related to COVID-19 Surge Response**
https://coronavirus.health.ny.gov/system/files/documents/2020/03/doh_emergencyapprovalscapacitysites_031920.pdf

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- **Emergency Medicaid Pharmacy Guidance**
<https://oasas.ny.gov/system/files/documents/2020/03/nys-doh-emergency-medicaid-pharmacy-guidance-3-12-20-1.pdf>
- **Coronavirus-related Guidance for Health Homes and Children’s Waiver Services**
https://www.health.ny.gov/health_care/medicaid/program/medicaid_health_homes/policy/index.htm
- **Hospital Visitation Guidance**
<https://coronavirus.health.ny.gov/system/files/documents/2020/03/covid19-hospital-visitation-guidance-3.18.20.pdf>
- **Interim Guidance for Home Care Services Regarding COVID-19**
https://coronavirus.health.ny.gov/system/files/documents/2020/03/03-16-20_home_care_services.pdf
- **Medicaid Coverage and Reimbursement Policy for Services Related to COVID-19**
https://coronavirus.health.ny.gov/system/files/documents/2020/03/2020-03-10_covid-19.pdf
- **Nursing Home Guidance**
https://coronavirus.health.ny.gov/system/files/documents/2020/03/nursing_home_guidance.pdf
- **New York State Task Force on Life and the Law DOH Ventilator Allocation Guidelines**
https://www.health.ny.gov/regulations/task_force/reports_publications/docs/ventilator_guidelines.pdf
- **DOH COVID-19 Guidance for the Authorization of Community-Based, Long-Term Services and Supports Covered by Medicaid**
<https://www.nyshcp.org/common/Uploaded%20files/Public%20Policy/EP/2020%20Coronavirus/NYSDOH/DLTCCOVID19Guidance31820.pdf>
- **DOH COVID-19 Guidance for CHHAs, LTHHCPs, LHCSAs, Hospices**
https://www.nyshcp.org/common/Uploaded%20files/Public%20Policy/EP/2020%20Coronavirus/NYotification_102830.pdf

NYS Office for People with Developmental Disabilities Coronavirus Guidance, including re telehealth, intermediate care facilities, etc.

<https://opwdd.ny.gov/coronavirus-guidance>

NYS Office of Mental Health Coronavirus Guidance, including re telemental health, behavioral health programs, health homes, visitor restrictions, treatment planning and documentation standards for article 28/31 hospital psychiatry providers, assisted outpatient treatment FAQs, documentation requirements for clinic treatment, partial hospitalization, continuing day treatment, and other program types, suspension of requirement for general hospitals to report inpatient psychiatric bed availability in the Health Electronic Response Data System (HERDS), etc.

<https://omh.ny.gov/omhweb/guidance/>

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NYS Office of Alcoholism and Substance Abuse Services Coronavirus Guidance

<https://oasas.ny.gov/keywords/coronavirus>, including, e.g.:

- **Guidance on Utilizing Telepractice by OASAS Providers**
<https://oasas.ny.gov/system/files/documents/2020/03/additional-telepractice-guidance.pdf>
- **OASAS Prevention Telepractice Services**
<https://oasas.ny.gov/system/files/documents/2020/03/prevention-telepractice-services.pdf>
- **OASAS Telepractice Waiver**
<https://oasas.ny.gov/system/files/documents/2020/03/letter-of-counsel-covid-19-3.9.2020-002-signed.pdf>
- **OASAS Telepractice Waiver Update**
https://oasas.ny.gov/system/files/documents/2020/03/telepractice_waiver-update.pdf
- **OASAS Telepractice Attestation**
<https://oasas.ny.gov/system/files/documents/2020/03/attestation-covid-19.pdf>

NYS Department of Education Office of the Professions COVID-19 Information for the Licensed Professions

<http://www.op.nysed.gov/COVID-19.html>

NYS Department of Financial Services

https://www.dfs.ny.gov/reports_and_publications/press_releases/pr202003201

NYS Department of Financial Services Minimum Standards for Form, Content, and Sale of Health Insurance, Including Standards of Full and Fair Disclosure – emergency regulations to waive cost-sharing for in-network visits and laboratory tests necessary to diagnose the novel coronavirus. Effective 2020-03-13 - adding section 52.16(p) to Title 11 NYCRR.

NYS Register Apr. 1, 2020, pp. 16-18, <https://www.dos.ny.gov/info/register/2020/040120.pdf>

NYS Department of Financial Services Minimum Standards for Form, Content, and Sale of Health Insurance, Including Standards of Full and Fair Disclosure – emergency regulations to waive cost-sharing for in-network telehealth services. Effective 2020-03-16 - adding section 52.16(q) (Regulation 62) to Title 11 NYCRR.

NYS Register Apr. 1, 2020, pp. 20-22, <https://www.dos.ny.gov/info/register/2020/040120.pdf>

NY Worker’s Compensation Board Allowing Telemedicine in Some Circumstances – emergency regulations to allow telemedicine in some circumstances for social distancing purposes. Effective 2020-3-16 – Amending sections 325-1.8, 329-1.3, 329-4.2, 333.2 and 348.2 of Title 12 NYCRR.

NYS Register Apr. 1, 2020, pp. 26-27, <https://www.dos.ny.gov/info/register/2020/040120.pdf>

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New York City

Mayor De Blasio's Emergency Executive Orders:

- <https://www1.nyc.gov/assets/home/downloads/pdf/executive-orders/2020/eeo-98.pdf> (declaration of local state of emergency)
- <https://www1.nyc.gov/assets/home/downloads/pdf/executive-orders/2020/eeo-99.pdf> (prohibition of large gatherings or events)
- <https://www1.nyc.gov/assets/home/downloads/pdf/executive-orders/2020/eeo-100.pdf> (various provisions, including suspension of elective procedures at NYC H+H and other NYC hospitals and AMCs)
- <https://www1.nyc.gov/assets/home/downloads/pdf/executive-orders/2020/eeo-101.pdf> (suspension of ride shares)
- <https://www1.nyc.gov/assets/home/downloads/pdf/executive-orders/2020/eeo-102.pdf> (3/20/2020) (numerous provisions especially re businesses to be closed, essential businesses, work from home, public gatherings, and extending/amending prior EOs)
- <https://www1.nyc.gov/assets/home/downloads/pdf/executive-orders/2020/eeo-103.pdf> (3/25/2020) (various provisions, including re telecommuting, closure of malls, extending prior EO, and incorporation of all of the Governor's EOs)
- <https://www1.nyc.gov/assets/home/downloads/pdf/executive-orders/2020/eeo-104.pdf> (3/30/2020) (re extending EO 103 for five days, incorporation of all of the Governor's EOs, etc.)
- <https://www1.nyc.gov/assets/home/downloads/pdf/executive-orders/2020/eeo-105.pdf> (4/4/2020) (re extending EO 104 for five days, incorporation of all of the Governor's EOs, etc.)
- <https://www1.nyc.gov/assets/home/downloads/pdf/executive-orders/2020/eeo-106.pdf> (4/9/2020) (re declared emergency extended for 30 days, extending EO 105 for five days, permitting electronic death registration, etc.)

NYC Department of Health and Mental Hygiene Coronavirus Information

<https://www1.nyc.gov/site/doh/health/health-topics/coronavirus.page>

NYC Guidance for Schools, Businesses and Facilities

<https://www1.nyc.gov/site/doh/health/health-topics/coronavirus.page> (mostly non-health-care links, but includes, among others, [Congregate Settings Guidance](#) (March 15), [Nonprofit Business Continuity Guidance](#) (March 15), [Letter to Human Service Provider Partners](#) (March 18), [Nonprofit Contract, Budget and Finance Guidance](#) (March 14), [Homeless Shelter Interim Guidance](#) (March 4))

NYC Regional Emergency Medical Services Council Advisories

<http://www.nycremsco.org/2020-remac-advisories/>

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Other

America's Health Insurance Plans

Health Insurance Providers Respond to Coronavirus (COVID-19)

<https://www.ahip.org/health-insurance-providers-respond-to-coronavirus-covid-19/>

ACGME

Updated: ACGME Guidance Statement on Coronavirus (COVID-19) and Resident/Fellow Education and Training in the United States

<https://www.acgme.org/Newsroom/Newsroom-Details/ArticleID/9962/ACGME-Guidance-Statement-on-Coronavirus-COVID-19-and-Resident-Fellow-Education-and-Training-in-the-United-States>

ACGME Guidance Statement on Coronavirus (COVID-19) and Resident/Fellow Education and Training Considerations

<https://acgme.org/Newsroom/Newsroom-Details/ArticleID/10068/ACGME-Guidance-Statement-on-Coronavirus-COVID-19-and-Resident-Fellow-Education-and-Training-Considerations>

The Hastings Center

Ethical Framework for Health Care Institutions and Guidelines for Institutional Ethics Services Responding to the Novel Coronavirus Pandemic

<https://www.thehastingscenter.org/ethicalframeworkcovid19/>

CORONAVIRUS (COVID-19) FEDERAL AND NEW YORK HEALTH CARE – PRIMARY LEGAL SOURCES

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