WHEREAS, the World Health Organization officially declared a pandemic due to COVID-19 on March 11, 2020; and

WHEREAS, the Governor of the State of Arizona, in response to the COVID-19 pandemic issued a Declaration of Emergency on March 11, 2020, authorizing the Director of the Arizona Department of Health Services to coordinate all matters pertaining to the public health emergency response of the State in accordance with A.R.S. Title 36, Chapter 6, Article 9; and

WHEREAS, the Director of the Arizona Department of Health Services, pursuant to the Declaration of Emergency and as authorized by A.R.S. §§ 26-307(A) and 36-787(A), may make, amend, and rescind orders, rules, and regulations necessary for emergency functions and shall coordinate all matters pertaining to the public health emergency response of the State; and

WHEREAS, the Director of the Arizona Department of Health Services, pursuant to the Declaration of Emergency and as authorized by A.R.S. § 36-787(A)(7), may temporarily waive health care institution licensure requirements in A.R.S. Title 36, Chapter 4, and Arizona Administrative Code (“A.A.C.”) Title 9, Chapter 10 for implementation of any measures required to adequately address the State of Emergency; and

WHEREAS, due to the emergency caused by COVID-19, it is necessary to waive health care institution licensure requirements to ensure assisted living facilities can effectively and efficiently respond to the emergency.

NOW, THEREFORE, I, Cara Christ, M.D., M.S., by virtue of the authority vested in me as the Director of the Arizona Department of Health Services and in order to address the State of Emergency, do hereby order as follows:

1. A.A.C. R9-10-803(C)(1)(e)(i) and (M) are temporarily waived for assisted living facilities.
2. Notwithstanding the above waiver, if the Arizona Department of Health Services becomes aware of actions taken by an assisted living facility as result of the waiver that jeopardize the health, safety and welfare of those in assisted living facilities, the Arizona Department of Health Services will take additional action as necessary to protect the health, safety and welfare of those individuals.
3. If the Arizona Department of Health Services becomes aware of the need to temporarily waive additional assisted living facility or other health care institution licensure requirements, the Arizona Department of Health Services will take additional action as necessary to protect the health, safety and welfare of those served by such facilities.
4. This Order and all temporary waivers of regulations contained herein shall be in effect for ninety days unless terminated earlier.

Having authority to do so under Arizona law, I have executed this Order on this day 31st of March, 2020.

Cara Christ, M.D., M.S., Director, Arizona Department of Health Services

ON this 31st day of March, 2020,
Cara Christ, M.D., M.S., Director of the Arizona Department of Health Services, signed and acknowledged this document in my presence.

Notary Public