

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

EXECUTIVE ORDER N-11-22

WHEREAS on March 4, 2020, I proclaimed a State of Emergency to exist in California as a result of the threat of COVID-19; and

WHEREAS since March 2020, the State has taken decisive and meaningful actions, relying on the most current data and science available, to reduce the spread, and mitigate the impacts, of COVID-19, saving an untold number of lives; and

WHEREAS on June 11, 2021, as a result of reducing case rates throughout California at that time, I issued Executive Order N-08-21, which systematically rolled back many of the Executive Order provisions I put in place to ensure for the continued provision of public and essential services while preserving public health and safety; and

WHEREAS following my issuance of Executive Order N-08-21, the Delta and Omicron variants of COVID-19 spread throughout California, the United States, and the world, posing significant threats to the health and safety of Californians and necessitating additional decisive actions, including those implemented through Executive Order; and

WHEREAS as a result of the effective actions Californians have taken, including more than 75 percent of eligible Californians who have been fully vaccinated, another 8 percent of eligible Californians who are partially vaccinated, and more than 57 percent of eligible Californians who have received a booster, California has turned another corner in its fight against COVID-19, and in particular, the Omicron variant; and

WHEREAS on February 17, 2022, I unveiled the SMARTER Plan, which is guiding California's strategic approach to managing the current phase of the COVID-19 pandemic while moving the State's recovery forward, with a focus on continued equity, readiness, awareness, and flexibility; and

WHEREAS on February 25, 2022, I issued Executive Order N-4-22, which rolled back a significant number of the remaining Executive Order provisions I put in place, while retaining a limited set of provisions that remained necessary to continue responding to the threat posed by, and mitigating the effects of, the COVID-19 pandemic; and

WHEREAS in light of the current state of the COVID-19 pandemic in California, it is appropriate to, again, through measured and decisive action, roll back additional provisions of my COVID-19-related Executive Orders and allow other provisions set to expire on June 30, 2022 to do so; and

WHEREAS a limited number of provisions of my COVID-19-related Executive Orders remain critical to help California respond to, recover from, and mitigate

the impacts of the COVID-19 pandemic – including maintaining California's robust testing and vaccination programs and protecting hospital capacity and vulnerable populations, consistent with the State's SMARTER Plan – such that terminating those provisions at this time would compound the effects of the emergency and impede the State's recovery by disrupting the State's ability to support ongoing medical response and preparedness; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with the various statutes and regulations specified in this Order would continue to prevent, hinder, or delay appropriate actions to prevent and mitigate the effects of the COVID-19 pandemic.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes of the State of California, and in particular, Government Code sections 8567, 8571, and 8627, do hereby issue the following Order to become effective immediately:

IT IS HEREBY ORDERED THAT:

- 1) The following provisions are terminated:
 - a. Executive Order N-84-20, paragraphs 7-9; and
 - b. Executive Order N-5-22, paragraphs 1-2.

- 2) Paragraph 1 of Executive Order N-12-21, as extended by Executive Order N-21-21 through March 31, 2022 and Executive Order N-4-22 through June 30, 2022, is hereby withdrawn and replaced with the following text:

Paragraph 3 of my State of Emergency proclaimed on March 4, 2020 shall remain in place and shall have full force and effect for the duration of this emergency.

- 3) Paragraph 2 of Executive Order N-12-21, as extended by Executive Order N-21-21 through March 31, 2022 and Executive Order N-4-22 through June 30, 2022, is hereby withdrawn and replaced with the following text:

To ensure hospitals and other health facilities are able to adequately implement COVID-19 related mitigation strategies, the Director of the California Department of Public Health (Department) may waive any of the licensing requirements of Chapter 2 of Division 2 of the Health and Safety Code and accompanying regulations with respect to any hospital or health facility identified in Health and Safety Code section 1250. Any waiver shall include alternative measures that, under the circumstances, will allow the facilities to implement COVID-19 related mitigation strategies while protecting public health and safety. Any facilities being granted a waiver shall be established and operated in accordance with the facility's required disaster and mass casualty plan. The Director shall not waive licensing requirements governing facility

staffing ratios, except for individual facility waivers otherwise authorized by law. Any waivers granted pursuant to this paragraph shall be posted on the Department's website.

- 4) Paragraph 3 of Executive Order N-12-21, as extended by Executive Order N-21-21 through March 31, 2022 and Executive Order N-4-22 through June 30, 2022, is hereby withdrawn and replaced with the following text:

Paragraph 14 of my State of Emergency proclaimed on March 4, 2020 shall remain in place and shall have full force and effect for the duration of this emergency. Any facility operating under a waiver pursuant to this provision may operate pursuant to such a waiver through the expiration as set forth by California Department of Social Services or through the duration of this emergency, whichever occurs first.

- 5) Paragraph 4 of Executive Order N-12-21, as extended by Executive Order N-21-21 through March 31, 2022 and Executive Order N-4-22 through June 30, 2022, is hereby withdrawn and replaced with the following text:

Paragraph 4 of Executive Order N-25-20 shall remain in place and shall have full force and effect for the duration of this emergency.

- 6) Paragraph 5 of Executive Order N-12-21, as extended by Executive Order N-21-21 through March 31, 2022 and Executive Order N-4-22 through June 30, 2022, is hereby withdrawn and replaced with the following text:

Paragraph 2 of Executive Order N-39-20 shall remain in place and shall have full force and effect for the duration of this emergency.

- 7) Paragraph 6 of Executive Order N-12-21, as extended by Executive Order N-21-21 through March 31, 2022 and Executive Order N-4-22 through June 30, 2022, is hereby withdrawn and replaced with the following text:

Paragraph 6 of Executive Order N-39-20 shall remain in place and shall have full force and effect for the duration of this emergency.

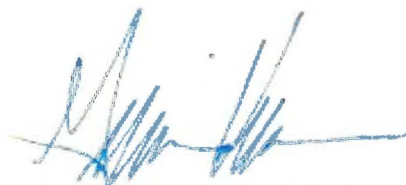
- 8) Paragraph 1 of Executive Order N-17-21, as extended by Executive Order N-21-21 through March 31, 2022 and Executive Order N-4-22 through June 30, 2022, is hereby withdrawn and replaced with the following text:

Paragraph 1 of Executive Order N-35-20 shall remain in place and shall have full force and effect for the duration of this emergency.

IT IS FURTHER ORDERED that as soon as hereafter possible, this Order be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Order.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 17th day of June 2022.



GAVIN NEWSOM
Governor of California

ATTEST:

SHIRLEY N. WEBER, PH.D.
Secretary of State