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An Update From Bodman PLC

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March 2020

Governor's Executive Order 2020-30 Suspends Practice Restrictions

[Executive Order 2020-30](#) suspends Michigan's scope of practice restrictions for efforts in support of a "designated health care facility's" response to COVID-19 for PAs, APRNs, nurse anesthetists, RNs, LPNs, and pharmacists, allowing them to provide medical services appropriate to their "education, training, and experience," without the supervision of physicians (or, for LPNs, without supervision of RNs), and without criminal, civil, or administrative penalty related to that lack of supervision. Students enrolled to become licensed, registered, or certified health care professionals can also work in support of those efforts, and medical students, physical therapists, and EMTs can work as "respiratory therapist extenders" under the supervision of physicians, respiratory therapists, or APRNs.

This also temporarily authorizes drug manufacturers or wholesale distributors licensed in other states to distribute controlled substances to Michigan hospitals, licensed manufacturers, or wholesale distributors.

Unlicensed volunteers are also designated as "personnel of a disaster relief force" and granted the same rights and immunities given to state employees.

Licensed health care professionals and designated health care facilities supporting the state's response to COVID-19 are not liable for injuries sustained by reason of those services unless they arise due to gross negligence.

There are also various suspensions of requirements related to licensure, and certain professional certifications (basic life support, advanced cardiac life support, and first aid) will remain in effect if they otherwise would have expired during the crisis.

In addition to various state operated facilities, designated health care facilities generally include: a hospital, a nursing home, a home for the aged, a hospice, an ambulance operation, aircraft transport operation, nontransport prehospital life support operation, or medical first response service, a freestanding surgical outpatient facility, and a health maintenance organization.

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