



# Department of Health

**KATHY HOCHUL**  
Governor

**JAMES V. McDONALD, M.D., M.P.H.**  
Acting Commissioner

**MEGAN E. BALDWIN**  
Acting Executive Deputy Commissioner

February 17, 2023

DHDTC DAL#: 23-03  
Rescind DHDTC DAL 21-12: Elective Procedures

Dear Chief Executive Officer and Administrators:

The purpose of this guidance is to rescind the December 3, 2021, DHDTC DAL 21-12: COVID-19 Executive Order to limit non-essential elective procedures for in-hospitals or systems with limited capacity. The DAL is being rescinded due to a decrease in new COVID-19 admissions and daily hospitalizations throughout the State. The Department will continue to monitor hospital bed capacity, both regional and statewide, as well as the number of COVID-19 new cases and hospital admissions and encourages hospitals to continue to monitor COVID-19 case data as well as their admissions and capacity data to ensure that community access to appropriate emergency and inpatient care is maintained.

Questions regarding this correspondence may be referred to [hospinfo@health.ny.gov](mailto:hospinfo@health.ny.gov).

Sincerely,

Mark Hennessey  
Director  
Center for Health Care Provider  
Services and Oversight