



Erica Pan, MD, MPH
Director and State Public Health Officer

Gavin Newsom
Governor

Nov 25, 2025

Anka Ung
Rady Children's Hospital Orange County
1201 W La Veta Ave
Orange, CA 92868

FACILITY: Rady Children's Hospital Orange County, LICENSE # 060000011

APPROVAL OF PROGRAM FLEXIBILITY FOR FLEX-12900

Dear Anka Ung,

This letter is in response to the request submitted by **Rady Children's Hospital Orange County** for program flexibility for California Code of Regulations T22 DIV5 CH1 ART8-70805.

The alternative means of compliance with T22 DIV5 CH1 ART8-70805 include

Children's Hospital of Orange County (CHOC) requests to use an outdoor space immediately adjacent to the Emergency Department (ED) entrance as an outdoor ED waiting area. CHOC is experiencing a surge in patients presenting to the ED due to seasonal viruses that are prevalent in the community along with a high volume of patients with other diagnoses. This outdoor waiting space will allow for patients and families to wait either indoors or outdoors in a heated, partitioned, waiting area that allows for more distancing. This additional space is needed to ensure emergency room patients and visitors have a safe and secure overflow waiting area that can be directly observed by associates, practitioners and security staff. This additional



waiting area will help decompress the ED waiting room which continues to have a heavy volume of patients.

Your request for program flexibility of **T22 DIV5 CH1 ART8-70805** is approved under the following conditions:

1. · Hospital is approved to activate/use the space provided outside the Emergency Department (ED) as a surge overflow area waiting room for ED patients and visitors when the ED waiting room is at or near maximum capacity. Hospital will consider weather and temperature conditions regarding the safe use of this space.
2. · Hospital will ensure hospital and emergency department nursing and physician leadership oversight for the space approved.
3. · Hospital will continue to provide necessary oversight/care in accordance with patient needs and make all reasonable efforts to act in the best interest of patients.
4. · Hospital will ensure signage is visibly placed to clearly designate the flexed space.
5. · Hospital will ensure necessary supplies are maintained and readily available for this space.
6. · Hospital will ensure a safe rapid response/code blue response and maintain a crash cart readily available to this area at all times.
7. · Hospital will adhere to hospital and unit specific policies and procedures.
8. · Hospital will follow infection control guidelines from the Centers for Medicare and Medicaid Services (CMS), Centers for Disease Control and Prevention (CDC), and CDPH or local health department.
9. · Hospital will ensure a clean, safe and well maintained waiting area is provided to the patients and visitors. Hospital will ensure frequent environment service rounding is provided to this area.

10. · Hospital will follow Basic Emergency Medical Service Physician on Duty Requirements Title 22 sections 70411, 70413, 70415 & 70417.
11. · Hospital will have continued compliance with adverse event and unusual occurrence reporting requirements specified in HSC Section 1279.1 and Title 22 CCR section 70737(a).
12. · Hospital will ensure facilities maintenance oversight and conduct weekly inspections of the space, evaluating safety of the structure and the space. The report will document these inspections and maintain a record of these inspections available to CDPH.

Either this letter or a true copy thereof shall be posted immediately adjacent to the facility's license.

This approval shall remain in effect from Dec 31, 2025 until Dec 30, 2028.

NOTE: The Department may revoke the program flexibility if the licensee does not comply with the conditions set forth in the approval or if the department determines the proposed alternative does not adequately meet the intent of the regulations.

If you have any questions, please contact Centralized Program Flex Unit at (916) 323-5053 or by email at CentralizedProgramFlex@cdph.ca.gov.

Sincerely,

Danielle Boles

Danielle Boles, Program Manager
Centralized Program Flex Unit