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Orderly Transition of Public Health Emergency Orders Issued Pursuant to
Governor Baker's State of Emergency Declared March 10, 2020

Pursuant to Governor Charles D. Baker's March 10, 2020 declaration pursuant to G. L. c. 17 §2A of a public health emergency due to the spread of COVID-19 and subsequent authorization by the Public Health Council for the Commissioner of Public Health to take actions, incur liabilities, and establish rules, requirements and procedures which are necessary to prepare for, respond to, and mitigate the spread of COVID-19 in order to protect the health and welfare of the people of the Commonwealth, the Commissioner of Public Health issued a series of public health emergency orders.

On May 28, 2021, Governor Baker terminated the March 10, 2020 declaration effective 12:01 am on June 15, 2021. At that time, the Governor issued a modified declaration of a public health emergency under M.G.L. c. 17, §2A, to permit the adoption or extension of certain public health measures to address the conditions identified in the May 28, 2021 declaration. Public health emergency orders issued under the authority of the March 10, 2020 declaration will expire on June 15, 2021 unless rescinded at an earlier date or continued under the authority granted pursuant to the May 28, 2021 declaration.

The list below details orders that will expire effective June 15, 2021, and those orders the Commissioner of Public Health will continue under the new authority provided by the May 28, 2021 declaration of a public health emergency.

Orders Terminating Effective June 15, 2021:

The following orders will expire effective June 15, 2021:

1. Order of the Commissioner of Public Health (issued March 11, 2020; regarding visitor restrictions in long term care facilities) [DPH Order](#)
2. Order of the Commissioner of Public Health (issued March 15, 2020; regarding compounding of hand sanitizer) [DPH Order](#)
3. Order of the Commissioner of Public Health (issued March 15, 2020; regarding visitor restrictions in hospitals) [DPH Order](#)
4. Order of the Commissioner of Public Health (issued March 15, 2020; regarding visitor restrictions in assisted living facilities) [DPH Order](#)
5. Order of the Commissioner of Public Health Regarding the Sharing of Critical Information with First Responders (issued March 18, 2020) [DPH Order](#)

6. Order of the Commissioner of Public Health Implementing Emergency Credentialing and Licensed Staff Transfer Procedures for Medical Facilities in the Commonwealth (issued March 17, 2020) [DPH Order](#)
7. Order of the Commissioner of Public Health Regarding the Flexible Reassignment of Physician Assistants (issued March 18, 2020) [DPH Order](#)
8. Order of the Commissioner of Public Health Regarding the Administration of Certain Medications for the Treatment of Opioid Use Disorder (issued March 18, 2020) [DPH Order](#)
9. Order of the Commissioner of Public Health Modifying Certain Requirements for Inspections by the Chief Medical Examiner (issued March 23, 2020) [DPH Order](#)
10. Order of the Commissioner of Public Health Regarding Compounding of Hand Sanitizer for Donation to Massachusetts Healthcare Providers (issued March 23, 2020) [DPH Order](#)
11. Order of the Commissioner of Public Health Regarding Determination of Need Approvals Related to COVID-19 (issue March 24, 2020) [DPH Order](#)
12. Order of the Commissioner of Public Health Related to Pharmacy Practice (issued March 24, 2020) [DPH Order](#)
13. Order of the Commissioner of Public Health Authorizing Independent Practice of Advanced Practice Nurses (issued March 26, 2020) [DPH Order](#); this Order is being rescinded with the expectation that updates to the DPH Board of Registration in Nursing regulation 244 CMR 4.00 implementing provisions of chapter 260 of the acts of 2020 will be promulgated on an emergency basis by June 10, 2021.
14. Order of the Commissioner of Public Health (issued March 28, 2020; regarding designated COVID-19 long term care facilities) [DPH Order](#)
15. Order of the Commissioner of Public Health (issued March 29, 2020; regarding CORI checks on volunteers) [DPH Order](#)
16. Order of the Commissioner of Public Health Authorizing Expanded Practice by Advanced Practice Registered Nurses at DMH Facilities (issued April 3, 2020) [DPH Order](#)
17. Order of the Commissioner of Public Health: Follow Up Procedures for Oral Prescriptions (issued April 6, 2020) [DPH Order](#)
18. Order of the Commissioner of Public Health to Waive Staffing Ratios in Out-of-Hospital Dialysis Units (issued April 28, 2020) [DPH Order](#)
19. Order of the Commissioner of Public Health Exempting School Committees or Boards of Health from Conducting Health Screenings (issued April 28, 2020) [DPH Order](#)
20. Order of the Commissioner of Public Health to Allow Certain Referrals to Clinical Laboratories for COVID-19 Testing (issued April 28, 2020) [DPH Order](#)
21. Order of the Commissioner of Public Health Regarding Services Provided in Congregate Settings by EOHHS Day Programs (issued July 2, 2020) [DPH Order](#)

22. Order of the Commissioner of Public Health Regarding the Requirement for Personnel at Assisted Living Residences to be Vaccinated Against Influenza Virus (issued October 6, 2020) [DPH Order](#)
23. Revised Order of the Commissioner of Public Health Regarding the Requirement for Certain Personnel to be Vaccinated Against Influenza Virus (issued December 22, 2020; rescinded and replaced the Order of the Commissioner of Public Health Regarding the Requirement for Certain Personnel to be Vaccinated Against Influenza Virus, issued October 6, 2020) [DPH Order](#)
24. Revised Order of the Commissioner of Public Health Regarding the Requirement for Certain Staff to be Vaccinated Against Influenza Virus (issued December 22, 2020; rescinded and replaced the Order of the Commissioner of Public Health Regarding the Requirement for Certain Personnel to be Vaccinated Against Influenza Virus, issued November 5, 2020) [DPH Order](#)
25. Order of the Commissioner of Public Health Administration of Medication in Long -Term Care Facilities by Massachusetts National Guard Staff (issued March 12, 2021) [DPH Order](#)

Orders to Extend Beyond June 15, 2021:

The following orders will be extended beyond June 15, 2021 pursuant to the authority granted to the Commissioner by the Governor's May 28, 2021 declaration and following the authorization of the Public Health Council:

1. Order of the Commissioner of Public Health Providing for Continuity of Emergency Medical Services Care (issued March 17, 2020) [DPH Order](#)
2. Order of the Commissioner of Public Health: Rescue Inhalers, Epinephrine Auto-Injectors and Oxygen in Community Programs (issued April 1, 2020) [DPH Order](#)
 - a. **Order to terminate September 15, 2021.**
3. Order of the Commissioner of Public Health (issued April 2, 2020; regarding authorization for skilled nursing care and staffing updates in assisted living facilities) [DPH Order](#)
 - a. **Order to terminate September 15, 2021.**
4. Order of the Commissioner of Public Health (issue April 4, 2020; regarding pharmacy assistance teams for individuals in medical shelters or quarantine) [DPH Order](#)
5. Order of the Commissioner of Public Health (issued April 8, 2020; regarding COVID-19 data reporting) [DPH Order](#)
6. Order of the Commissioner of Public Health to Waive Timeframe for Certified Nurse Aide Training (issued May 12, 2020) [DPH Order](#)
 - a. **Order to terminate September 15, 2021, or as otherwise in accordance with federal rules.**
7. Order of the Commissioner of Public Health Prohibiting Billing Uninsured Individuals for COVID-19 Testing (issue July 22, 2020) [DPH Order](#)
8. Order of the Commissioner of Public Health Regarding Control of COVID-19 in Long-Term Care Facilities (issued November 5, 2020) [DPH Order](#)

9. Order of the Commissioner of Public Health CLIA-Waived COVID-19 Testing in Congregate Care Sites (issued November 7, 2020) [DPH Order](#)
 - a. **Order to be updated to address additional sites, including Recreational Camps for Children.**
10. Order of the Commissioner of Public Health Regarding Temporary Laboratory Licenses for COVID-19 Testing (issued January 12, 2021) [DPH Order](#)
11. Order of the Commissioner of Public Health Regarding Reporting to the Massachusetts Immunization Information System (issued February 3, 2021) [DPH Order](#)
12. Order of the Commissioner of Public Health Regarding Access to Certain Immunization Information for Insurance Carriers and MassHealth (issued February 9, 2021) [DPH Order](#)
13. Order of the Commissioner of Public Health Authorizing Additional Individuals to Administer COVID-19 Vaccinations (issued March 25, 2021) [DPH Order](#)
14. Order of the Commissioner of Public Health Regarding Face Coverings to be Worn in Certain Settings (issued May 28, 2021) [DPH Order](#)

Other Orders for Rescission

The following Order will be rescinded effective immediately, with applicable licenses remaining valid until September 15, 2021:

1. Order of the Commissioner of Public Health Rescinding and Replacing the March 29, 2020 Order of the Commissioner of Public Health Maximizing Health Care Provider Availability (issued April 3, 2020) [DPH Order](#)
 - a. **Temporary licenses issued pursuant to this Order shall remain valid until September 15, 2021 to allow time for temporary licensees to apply for full licensure. New temporary licenses will not be issued after the date this Order is rescinded.**

New Public Health Order to be Issued Pursuant to May 28, 2021 Public Health Emergency:

The following new order will be issued pursuant to Governor Baker's declaration of a Public Health Emergency issued May 28, 2021:

1. Order of the Commissioner of Public Health Extending the Authorization for Nursing Practice by Graduates and Senior Nursing Students of Nursing Education Programs *See: [Governor's Order to be Rescinded Effective June 15th](#)*
 - a. **This order will adopt and extend the provisions of the previous [Governor's Order](#) and will continue to authorize those graduate and senior nursing students to practice until September 15, 2021.**

Other Policies of Note to be Maintained Beyond June 15th

These COVID-19 response policies were not issued pursuant to authority under M.G.L. c. 17, §2A, and will extend beyond June 15, 2021:

1. BORIM amended policy [2020-05](#) extending the policy to recognize Emergency Temporary Physician Licenses through September 15, 2021.

2. DPH guidance allowing licensed clinics (including community health centers) and hospitals to utilize and erect space on, adjacent, or reasonably proximate to the facility premises, including both licensed and unlicensed space, for COVID-19 testing, vaccine administration, and COVID-19 medical treatment such as respiratory clinics for COVID-19 patients; and monoclonal antibody therapy delivery, without submitting request for approval.
 - a. ***Note: Extension of this policy may be impacted by changes to or terminations of federal flexibilities issued to address COVID-19.***

3. DPH guidance permitting hospitals to use alternate space within the licensed hospital for acute inpatient care for patients in order to respond if there is a surge in COVID-19 patients.
 - a. ***Note: Extension of this policy may be impacted by changes to or terminations of federal flexibilities issued to address COVID-19.***