

Executive Office

1625 North Market Boulevard, Suite N-308, Sacramento, CA 95834

P (800) 952-5210 | www.dca.ca.gov



Order Extending Two April 14, 2020, Orders Relating to Physician Assistant and Nurse Practitioner Supervision

On March 4, 2020, the Governor proclaimed a State of Emergency to exist in California as a result of the impacts of COVID-19 to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the state prepare to respond to an increasing number of individuals requiring medical care and hospitalization as a result of a broader spread of COVID-19.

Pursuant to the Governor's Executive Order N-39-20, during the State of Emergency, the Director of the California Department of Consumer Affairs may waive any statutory or regulatory professional licensing requirement pertaining to individuals licensed pursuant to Division 2 of the Business and Professions Code.

On April 14, 2020, the Director issued the following orders: (1) Order Waiving Physician Assistant Supervision Requirements; and, (2) Order Waiving Nurse Practitioner Supervision Requirements. Each order was scheduled to expire on June 13, 2020, but on June 11, 2020, the Director extended each order to August 12, 2020. On August 11, 2020, the Director further extended each order to October 11, 2020. On October 2, 2020, the Director extended each order to December 10, 2020. On December 7, 2020, the Director extended each order to February 8, 2021. On January 26, 2021, the Director extended each order to April 9, 2021. On March 30, 2021, the Director extended each order to June 8, 2021. And on June 3, 2021, the Director extended each order to August 8, 2021.

The Director hereby further extends each order to September 30, 2021, unless further extended.

This order is effective immediately but may be amended as circumstances require.

Dated: July 26, 2021

Signature on File

Kimberly Kirchmeyer
Director

Executive Office

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Order Waiving License Renewal Requirements

On March 4, 2020, the Governor proclaimed a [State of Emergency](#) in California as a result of the impacts of COVID-19 to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the state prepare to respond to an increasing number of individuals requiring medical care and hospitalization as a result of a broader spread of COVID-19.

Pursuant to the Governor's Executive Order N-39-20, during the State of Emergency, the Director of the California Department of Consumer Affairs may waive any statutory or regulatory renewal requirements pertaining to individuals licensed pursuant to Division 2 of the Business and Professions Code (the Code).

Accordingly, for individuals whose active licenses expire between March 31, 2020, and September 30, 2021, the Director temporarily waives:

1. any statutory or regulatory requirement that individuals renewing a license pursuant to Division 2 of the Code take and pass an examination in order to renew a license; and,
2. any statutory or regulatory requirement that an individual renewing a license pursuant to Division 2 of the Code complete, or demonstrate compliance with, any continuing education requirements in order to renew a license.

These temporary waivers do not apply to any continuing education, training, or examination required pursuant to a disciplinary order against a license.

Licensees must satisfy any waived renewal requirements within six months of this order, unless further extended.

These temporary waivers do not relieve such individuals from timely complying with any other renewal requirements, including completing and submitting the required renewal forms to the governing licensing agency.

As a result of these waivers, the Department of Consumer Affairs' constituent licensing agencies may renew licenses despite noncompliance with the statutory or regulatory renewal requirements identified above.

On October 22, 2020, December 15, 2020, February 26, 2021, March 30, 2021, and June 3, 2021, the Director issued Orders Waiving License Renewal

Order Waiving License Renewal Requirements

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Requirements. The October 22, 2020, December 15, 2020, February 26, 2021, March 30, 2021, and June 3, 2021, orders are hereby withdrawn and rescinded.

These waivers are effective immediately but may be amended as circumstances require.

Dated: July 26, 2021

Signature on File

Kimberly Kirchmeyer
Director

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Order Waiving License Reactivation or Restoration Requirements

On March 4, 2020, the Governor proclaimed a [State of Emergency](#) to exist in California as a result of the impacts of COVID-19 to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the state prepare to respond to an increasing number of individuals requiring medical care and hospitalization as a result of a broader spread of COVID-19.

Pursuant to the Governor's Executive Order N-39-20, during the State of Emergency, the Director of the California Department of Consumer Affairs may waive any statutory or regulatory requirements with respect to a professional license issued pursuant to Division 2 of the Business and Professions Code (the Code), including the requirements to reactivate or restore a license to active status.

Accordingly, the Director temporarily waives any statutory or regulatory requirement that an individual seeking to reactivate or restore a license originally issued pursuant to Division 2 of the Code:

- Complete, or demonstrate compliance with, any continuing education requirements in order to reactivate or restore a retired, inactive, or canceled license; and
- Pay any fees in order to reactivate or restore a retired, inactive, or canceled license (including renewal, delinquency, penalty, or late fees, or any other statutory or regulatory fees).

These waivers apply only to an individual's license that: (1) is in a retired, inactive, or canceled status, and (2) has been in such status no longer than five years.

These waivers do not apply to any license that was surrendered or revoked pursuant to disciplinary proceedings or any individual who entered a retired, inactive, or canceled status following initiation of a disciplinary proceeding.

A license reactivated or restored pursuant to these waivers is valid until September 1, 2021, or when the State of Emergency ceases to exist, whichever is sooner.

These temporary waivers do not relieve such individuals from complying with any other reactivation or restoration requirements, including completing and

submitting any required forms or written notices to the governing licensing agency to reactivate or restore the license.

As a result of these waivers, the Department of Consumer Affairs' constituent licensing agencies may reactivate or restore a retired, inactive, or canceled license despite noncompliance with the statutory or regulatory requirements identified above.

On March 31, 2020, September 17, 2020, and December 15, 2020, the Director of the Department of Consumer Affairs issued three Orders Waiving License Reactivation or Restoration Requirements. The March 31, 2020, September 17, 2020, and December 15, 2020, Orders are hereby withdrawn and superseded by this Order.

This Order is effective immediately and may be amended as circumstances require.

Dated: July 1, 2021

Signature on File

Kimberly Kirchmeyer
Director

Executive Office

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Order Waiving Restrictions On Licensed Midwives, Physician Assistants, Respiratory Care Practitioners, And Veterinarians Ordering And Administering COVID-19 Vaccines In Association With State or Local Vaccination Efforts

On March 4, 2020, the Governor proclaimed a [State of Emergency](#) to exist in California as a result of the impacts of COVID-19 to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the state prepare to respond to an increasing number of individuals requiring medical care and hospitalization as a result of a broader spread of COVID-19.

Pursuant to the Governor's Executive Order N-39-20, during the State of Emergency, the Director of the California Department of Consumer Affairs may waive any statutory or regulatory requirements and amend scopes of practice pertaining to individuals licensed pursuant to Division 2 of the Business and Professions Code (the Code).

On March 11, 2021, the Acting Secretary of the federal Department of Health and Human Services issued the [Seventh Amendment to Declaration Under the Public Readiness and Emergency Preparedness Act for Medical Countermeasures Against COVID-19](#) (the Declaration). In relevant part, the Declaration designated categories of licensed healthcare professionals to independently order and administer COVID-19 vaccines, including any licensed midwife, physician assistant, respiratory care practitioner, or veterinarian, subject to specified conditions.

Pursuant to the Governor's Executive Order, and consistent with the Declaration, the Director waives any statutory or regulatory provision in Division 2 of the Code and the implementing regulations, to the extent that such provision prohibits any licensed midwife, physician assistant, respiratory care practitioner, or veterinarian from independently ordering or administering COVID-19 vaccines, subject to the following conditions:

- The healthcare professional orders or administers the subject vaccine in association with a State, local, or institutional COVID-19 vaccination effort;
- The healthcare professional successfully completes the required COVID-19 training programs prescribed by the California Department of Public Health at the following website:
<https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/Immunization/COVIDTraining-Non-Traditional.aspx>;

- The healthcare professional has documentation of an observation period by a currently-practicing healthcare professional experienced in administering intramuscular injections, and for whom administering vaccinations is in their ordinary scope of practice, who confirms competency of the healthcare professional in preparation and administration of the subject COVID-19 vaccines;
- When administering vaccines, the subject healthcare professional is supervised by a currently-practicing healthcare professional who is experienced in administering intramuscular injections;
- The healthcare professional has a current certificate in basic cardiopulmonary resuscitation;
- The healthcare professional complies with all applicable federal and state recordkeeping and reporting requirements, including providing documentation to the patient's primary care provider, as applicable, and entering information in the appropriate immunization information system designated by the immunization branch of the State Department of Public Health;
- The healthcare professional complies with any applicable requirements (or conditions of use) as set forth in the Centers for Disease Control and Prevention COVID-19 vaccination provider agreement;
- The subject vaccine is authorized, approved, or licensed by the federal Food and Drug Administration; and,
- The subject vaccine is administered in accordance with any applicable FDA emergency use authorization or license.

Licensed midwives, physician assistants, respiratory care practitioners, and veterinarians acting within the scope of this Order may independently order and administer any COVID-19 vaccines that are approved or authorized by the FDA, as specified.

This waiver is effective immediately but may be amended as circumstances require.

Dated: March 30, 2021

Signature on File

Kimberly Kirchmeyer
Director

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Order Waiving Restrictions On Healthcare Students Administering COVID-19 Vaccines In Association With State or Local Vaccination Efforts

On March 4, 2020, the Governor proclaimed a [State of Emergency](#) to exist in California as a result of the impacts of COVID-19 to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the state prepare to respond to an increasing number of individuals requiring medical care and hospitalization as a result of a broader spread of COVID-19.

Pursuant to the Governor's Executive Order N-39-20, during the State of Emergency, the Director of the California Department of Consumer Affairs may waive any professional licensing requirements and amend scopes of practice in Division 2 of the Business and Professions Code (the Code), and any accompanying regulations.

On March 11, 2021, the Acting Secretary of the federal Department of Health and Human Services issued the [Seventh Amendment to Declaration Under the Public Readiness and Emergency Preparedness Act for Medical Countermeasures Against COVID-19](#) (the Declaration). In relevant part, the Declaration designated categories of students in a healthcare profession training program to administer COVID-19 vaccines, including any medical, nursing, pharmacist, midwife, physician assistant, respiratory care practitioner, dentist, podiatry, optometry, and veterinarian students, subject to specified conditions.

Pursuant to the Governor's Executive Order, and consistent with the Declaration, the Director waives any statutory or regulatory provision in Division 2 of the Code and the implementing regulations, to the extent that such provision prohibits any medical, nursing, pharmacist, midwife, physician assistant, respiratory care practitioner, dentist, podiatry, optometry, or veterinarian student from administering COVID-19 vaccines, subject to the following conditions:

- The student administers vaccines in association with a State, local, or institutional COVID-19 vaccination effort;
- The student is appropriately trained in administering vaccines, as determined by the student's school or training program;
- When administering vaccines, the student is supervised by a currently-practicing healthcare professional who is experienced in administering intramuscular injections;

- The student successfully completes the required COVID-19 training programs prescribed by the California Department of Public Health at the following website:
<https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/Immunization/COVIDTraining-Non-Traditional.aspx>;
- The student has documentation of an observation period by a currently-practicing healthcare professional experienced in administering intramuscular injections, and for whom administering vaccinations is in their ordinary scope of practice, who confirms competency of the student in administration of the subject COVID-19 vaccines;
- The student has a current certificate in basic cardiopulmonary resuscitation;
- The student's supervisor complies with all applicable federal and state recordkeeping and reporting requirements, including providing documentation to the patient's primary care provider, as applicable, and entering information in the appropriate immunization information system designated by the immunization branch of the State Department of Public Health;
- The student complies with any applicable requirements (or conditions of use) as set forth in the Centers for Disease Control and Prevention COVID-19 vaccination provider agreement;
- The subject vaccine is authorized, approved, or licensed by the federal Food and Drug Administration (FDA); and,
- The subject vaccine is administered in accordance with any applicable FDA emergency use authorization or license.

Students in a healthcare training program acting within the scope of this Order may administer any COVID-19 vaccines that are approved or authorized by the FDA, as specified.

This waiver is effective immediately but may be amended as circumstances require.

Dated: March 30, 2021

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Director

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Order Waiving Restrictions On Healthcare Providers With Expired, Inactive Or Lapsed Licenses Ordering And Administering COVID-19 Vaccines In Association With State or Local Vaccination Efforts

On March 4, 2020, the Governor proclaimed a [State of Emergency](#) to exist in California as a result of the impacts of COVID-19 to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the state prepare to respond to an increasing number of individuals requiring medical care and hospitalization as a result of a broader spread of COVID-19.

Pursuant to the Governor's Executive Order N-39-20, during the State of Emergency, the Director of the California Department of Consumer Affairs may waive any statutory or regulatory professional licensing requirements and amend scopes of practice pertaining to individuals licensed pursuant to Division 2 of the Business and Professions Code (the Code).

On March 11, 2021, the Acting Secretary of the federal Department of Health and Human Services issued the [Seventh Amendment to Declaration Under the Public Readiness and Emergency Preparedness Act for Medical Countermeasures Against COVID-19](#) (the Declaration). In relevant part, the Declaration designated categories of currently inactive, expired or lapsed healthcare licensees, including physicians and surgeons, registered nurses, pharmacists, midwives, respiratory care practitioners, dentists, physician assistants, podiatrists, optometrists, or veterinarians, to independently order and administer COVID-19 vaccines, subject to specified conditions.

Pursuant to the Governor's Executive Order, and consistent with the Declaration, the Director waives any statutory or regulatory provision in Division 2 of the Code and the implementing regulations, to the extent that such provision prohibits any individual described above from independently ordering or administering COVID-19 vaccines, subject to the following conditions:

- The individual held an active license or certification within the last five years;
- The individual's license was active and in good standing prior to the date it went inactive, expired or lapsed, and it was not revoked by the applicable licensing authority, surrendered while under suspension, discipline, or investigation by a licensing authority, or surrendered following an arrest, and the individual is not on the List of Excluded Individuals/Entities maintained by the Office of Inspector General;

- The individual orders or administers the subject vaccine in association with a State, local, or institutional COVID-19 vaccination effort;
- The individual successfully completes the required COVID-19 training programs prescribed by the California Department of Public Health at the following website:
<https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/Immunization/COVIDTraining-Non-Traditional.aspx>;
- The individual has documentation of an observation period by a currently-practicing healthcare professional experienced in administering intramuscular injections, and for whom administering vaccinations is in their ordinary scope of practice, who confirms competency of the individual in preparation and administration of the subject COVID-19 vaccines;
- When administering vaccines, the individual is supervised by a currently-practicing healthcare professional who is experienced in administering intramuscular injections;
- The individual has a current certificate in basic cardiopulmonary resuscitation;
- The individual complies with all applicable federal and state recordkeeping and reporting requirements, including providing documentation to the patient's primary care provider, as applicable, and entering information in the appropriate immunization information system designated by the immunization branch of the State Department of Public Health;
- The individual complies with any applicable requirements (or conditions of use) as set forth in the Centers for Disease Control and Prevention COVID-19 vaccination provider agreement;
- The subject vaccine is authorized, approved, or licensed by the federal Food and Drug Administration (FDA); and,
- The subject vaccine is administered in accordance with any applicable FDA emergency use authorization or license.

Inactive, expired or lapsed licensees acting within the scope of this Order may independently order and administer any COVID-19 vaccines that are approved or authorized by the FDA, as specified.

This waiver is effective immediately but may be amended as circumstances require.

Dated: March 30, 2021

Signature on File

Kimberly Kirchmeyer
Director