

The Commonwealth of Massachusetts  
Executive Office of Health and Human Services  
Department of Public Health  
250 Washington Street, Boston, MA 02108-4619

DEVAL L. PATRICK  
GOVERNOR

TIMOTHY P. MURRAY  
LIEUTENANT GOVERNOR

JUDYANN BIGBY, MD  
SECRETARY

JOHN AUERBACH  
COMMISSIONER

**RESCISSION OF DETERMINATION AND ORDER PURSUANT TO M.G.L. c. 111, s.  
5A: PRESCRIBING AND DISPENSING TAMIFLU® FOR ORAL SUSPENSION**

On November 6, 2009, I determined that an emergency existed by reason of a shortage of oseltamivir (Tamiflu®), and issued an Order allowing for certain compounding and dispensing of Tamiflu® by licensed pharmacies. The Order required that such compounding and dispensing be in accordance with Guidelines for Prescribing and Dispensing Tamiflu® issued jointly by the Boards of Registration in Medicine, Pharmacy, Nursing, and Physician Assistants.

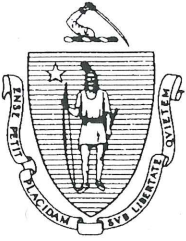
Because a shortage of Tamiflu® no longer exists, I hereby rescind the Determination and Order Pursuant to M.G.L. c. 111, s. 5A: Prescribing and Dispensing Tamiflu® for Oral Suspension (attached). Consequently, the Guidelines for Prescribing and Dispensing Tamiflu® issued jointly by the Boards of Registration in Medicine, Pharmacy, Nursing, and Physician Assistants (Attachment A, also attached) are no longer in effect.

This Order shall take effect immediately.

A handwritten signature in black ink, appearing to read "John Auerbach", written over a horizontal line.

John Auerbach  
Commissioner  
Massachusetts Department of Public Health

5/4/10  
\_\_\_\_\_  
Date



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**RESCISSION OF ORDER ALLOWING FOR THE ADMINISTRATION OF VACCINE  
BY DESIGNATED HEALTH CARE PROFESSIONALS AND MEDICAL AND  
NURSING STUDENTS**

Pursuant to 105 CMR 700.003(H), I determined on September 14, 2009 that there were or would be insufficient health care professionals available for timely vaccine administration. Therefore, on that date I issued an order allowing various categories of health care professionals, namely Emergency Medical Technicians – Paramedic Level, Dentists, and Pharmacists, and medical and nursing students, to administer seasonal and H1N1 influenza vaccine.

Because a shortage of health care professionals to administer vaccine no longer exists as required by 105 CMR 700.003(H), I hereby rescind the September 14, 2009 Order Allowing for the Administration of Vaccine by Designated Health Care Professionals and Medical and Nursing Students (attached). Consequently, the Guidelines for Designated Vaccinators issued pursuant to that Order (also attached) are no longer in effect.

This Order shall take effect immediately.

A handwritten signature in black ink, appearing to read "John Auerbach", written over a horizontal line.

John Auerbach  
Commissioner  
Massachusetts Department of Public Health

5/14/10  
Date