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ORDER OF THE COMMISSIONER OF PUBLIC HEALTH

On March 10, 2020, Governor Charles D. Baker declared a State of Emergency in the Commonwealth to respond to the spread of COVID-19. The Public Health Council has approved and authorized me to take such actions, incur such liabilities, and establish such 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, consistent with the Governor's declaration.

Accordingly, having received that authorization from the Council and with the approval of the Governor, I issue the following Order:

Massachusetts pharmacies and pharmacists may compound and sell hand sanitizer to customers over the counter ("OTC"). The pharmacy and pharmacist shall comply with USP <795> and with any other requirements published by the Board of Registration in Pharmacy, including but not limited to those provisions for record keeping, labeling, storage, and pricing. All applicable statutes, regulations and guidance not inconsistent with this Order remain in effect.

This Order shall be effective immediately and shall remain in effect until the State of Emergency is terminated by the Governor, or until rescinded by me, whichever shall happen first.

IT IS SO ORDERED.

Monica Bharel, MD, MPH
Commissioner, Massachusetts Department of Public Health

March 15, 2020