



The State of Maryland

Executive Department

ORDER OF THE GOVERNOR OF THE STATE OF MARYLAND

NUMBER 21-01-05-01

REQUIRING REPORTING OF COVID-19 VACCINE ADMINISTRATION

- WHEREAS, A state of emergency and catastrophic health emergency was proclaimed on March 5, 2020, and renewed on March 17, April 10, May 6, June 3, July 1, July 31, August 10, September 8, October 6, October 30, November 25, and December 23, 2020, to control and prevent the spread of COVID-19 within the state, and the state of emergency and catastrophic health emergency still exists;
- WHEREAS, COVID-19, a respiratory disease that spreads easily from person to person and may result in serious illness or death, is a public health catastrophe and has been confirmed throughout Maryland;
- WHEREAS, The U.S. Food & Drug Administration has authorized two vaccines for the prevention of coronavirus disease 2019 (COVID-19) caused by severe acute respiratory syndrome coronavirus 2 (SARS-CoV-2);
- WHEREAS, To effectively control, and ultimately terminate, the public emergency, it is necessary to ensure that COVID-19 vaccines are being administered in Maryland; and
- WHEREAS, It is necessary for the State to have up-to-date information about the administration of COVID-19 vaccines, to effectively oversee the efficient use and distribution of such vaccines in Maryland;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, AND IN AN EFFORT TO CONTROL AND PREVENT THE SPREAD OF COVID-19 WITHIN THE STATE, DO HEREBY ORDER:

- I. Definitions. As used herein, the following terms have the following meaning:
 - a. "Employer" means a person employing a Provider.

- b. "HG" means the Health-General Article of the Maryland Code.
- c. "ImmuNet" has the meaning provided in HG § 18-109(a)(4).
- d. "Provider" means (i) a health care provider, as defined in HG § 18-109(a)(3); and (ii) any other person who administers a COVID-19 vaccination.

II. Reporting Requirements.

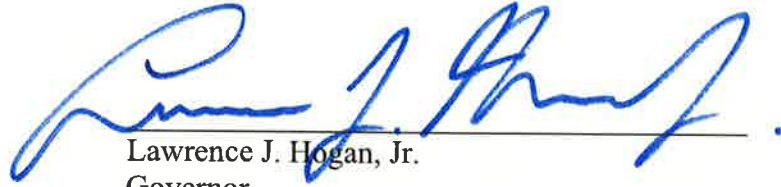
- a. For each COVID-19 vaccination administered in Maryland, the Provider thereof shall give notice of such vaccination to the Maryland Department of Health via ImmuNet within 24 hours after administration thereof.
- b. If a Provider administers a COVID-19 vaccination in the course of the Provider's employment by an Employer, the Employer is jointly and severally responsible for the Provider's compliance with paragraph II.a of this Order.
- c. Compliance with paragraph II.a of this Order with respect to a COVID-19 vaccination also satisfies HG § 18-109(d)(6)(i)3 with respect to that COVID-19 vaccination.

III. General Provisions.

- a. Without limiting any other penalties or remedies that may be available, violation of this Order may result in, as applicable:
 - i. Discipline under § 1-219 of the Health Occupations Article;
 - ii. Other disciplinary action by the appropriate licensing entity having authority over a Provider or Employer; and/or
 - iii. Suspension or termination of the Provider's and/or the Employer's participation in the COVID-19 Vaccination Program.
- b. This Order remains effective until after termination of the state of emergency and the proclamation of the catastrophic health emergency has been rescinded, or until rescinded, superseded, amended, or revised by additional orders.
- c. The effect of any statute, rule, or regulation of an agency of the State or a political subdivision inconsistent with this order is hereby suspended to the extent of the inconsistency.
- d. The underlined paragraph headings in this Order are for convenience of reference only and shall not affect the interpretation of this Order.
- e. If any provision of this Order or its application to any person, entity, or circumstance is held invalid by any court of competent jurisdiction, all other provisions or applications of the Order shall remain in effect to the extent possible

without the invalid provision or application. To achieve this purpose, the provisions of this Order are severable.

ISSUED UNDER MY HAND THIS 5TH DAY OF JANUARY, 2021, AND
EFFECTIVE IMMEDIATELY.

A handwritten signature in blue ink, appearing to read "Lawrence J. Hogan, Jr.", is written over a horizontal line. The signature is fluid and cursive.

Lawrence J. Hogan, Jr.
Governor