

Status of HMPXV Response Authorities

Update October 5, 2022

Issue/activity	Declaration/Authority	Coverage/Termination Date
Public Readiness & Emergency Preparedness Act (PREP Act)	<a href="#">The January 2016 amendment to the PREP Act Declaration for Smallpox Countermeasures</a>	<p>The 2016 PREP Act amendment for smallpox includes liability coverage for “smallpox countermeasures against variola virus or other orthopoxviruses.” The virus causing monkeypox is an orthopoxvirus, and therefore monkeypox countermeasures are covered by the PREP Act Declaration for Smallpox Countermeasures. Amendment effective September 28, 2022. Expires December 31, 2032.</p> <p>See <a href="#">FAQs</a> for additional information and who is covered by the declaration.</p>
SERV-OR resources including the State Managed Volunteer Pool (SMVP) and Medical Reserve Corps (MRC) units		<p>State Managed Volunteers Deployed by OHA:</p> <p>Currently, in the absence of Oregon Governor Emergency Orders, there is no coverage for SERV-OR registrants related to hMPXV response. To deploy volunteers in support of hMPXV, the OHA Public Health Director must request authorization from the Governor to activate the state volunteer pool.</p> <p>MRC Organizations in SERV-OR:</p> <p>Responsibility for volunteer registrants' tort and workers' compensation protection are with the Medical Reserve Corps Units' local sponsor organization for hMPXV deployments.</p> <p>Volunteers directed to deploy with non-state sponsored SERV-OR organizations, such as a local Medical Reserve Corps Unit, should not volunteer without confirming that their activity is authorized through their local sponsoring organization, or by the Oregon Public Health Director.</p> <p>When confirming if activity is authorized, volunteers should verify what workers' compensation and tort protection are in place for them in the event an injury or claim is made against them, related to their volunteer activity.</p>

Issue/activity	Declaration/Authority	Coverage/Termination Date
Authority for out of state nurses to practice in Oregon	HB 4003 (2022): OAR 851-062-0020(1) PREP Act (see below)	<ul style="list-style-type: none"> <li>• Nonresident nurses may practice in OR for 90-120 days if they work in certain types of settings, submit an endorsement application to the Board, and their employer provides certain notification to the board (see HB 4003).</li> <li>• CNAs may work for up to 120 days while waiting on a state-issued certificate to be issued.</li> <li>• Nurses licensed in any state (see below)</li> </ul> PREP Act Amendment expires December 31, 2032
Out of state doctors	PREP Act (see below)	PREP Act Amendment expires December 31, 2032
Pharmacist monkeypox vaccinations or therapeutics scope	PREP Act (see below)	PREP Act Amendment expires December 31, 2032
EMS vaccination authority	OAR 847-035-0030(9)	Oregon State Public Health Officer issued outbreak declaration on September 15, 2022 for purposes of permitting EMTs to administer monkeypox vaccinations  This declaration remains in effect until July 1, 2023, unless terminated earlier or extended.

<p>Prescribing, dispensing, administering smallpox (variola virus), monkeypox virus, or other orthopoxvirus vaccines or therapeutics</p>	<p>PREP Act (see above)</p>	<p>The following are covered persons under the PREP Act, and thus are authorized to prescribe, dispense, and administer monkeypox vaccines and therapeutics that are considered covered countermeasures:</p> <p>(1) To the extent not already licensed or authorized under state law, any dentist, advanced or intermediate emergency medical technician, licensed or certified professional midwife, nurse, advanced practice registered nurse, registered nurse, licensed practical nurse, optometrist, paramedic, pharmacist, pharmacy intern, pharmacy technician, physician, physician assistant, podiatrist, respiratory therapist, or veterinarian who is licensed or certified to practice under the law of any state who prescribes, dispenses, or administers smallpox (variola virus), monkeypox virus, or other orthopoxvirus vaccines or therapeutics by the route of administration and to the population specified in the relevant FDA license, approval, or authorization, including intramuscular, intradermal, or subcutaneous injection, dermal/percutaneous scarification, intranasal or oral administration, that are Covered Countermeasures under section VI of the PREP Act declaration in any jurisdiction where the PREP Act applies in association with a smallpox (variola virus), monkeypox virus, or other orthopoxvirus vaccination or therapeutics effort by a State, local, Tribal or territorial authority or by an institution in which the smallpox (variola virus), monkeypox virus, or other orthopoxvirus vaccine or therapeutic is administered.</p> <p>(2) Previously licensed (within the last 5 years) dentist, advanced or intermediate emergency medical technician, licensed or certified professional midwife, nurse, advanced practice registered nurse, registered nurse, licensed practical nurse, optometrist, paramedic, pharmacist, pharmacy intern, physician, physician assistant, podiatrist, respiratory therapist, or veterinarian who prescribes, dispenses, or administers smallpox (variola virus), monkeypox virus, or other orthopoxvirus vaccines or therapeutics by the route of administration and to the population specified in the relevant FDA license, approval or authorization, including intramuscular, intradermal, or subcutaneous injection, dermal/percutaneous scarification, intranasal or oral administration (<i>see declaration for additional requirements</i>).</p>
--	-----------------------------	--

Issue/activity	Declaration/Authority	Coverage/Termination Date
		<p>(3) Any dental, advanced or intermediate emergency medical technician, medical, licensed or certified professional midwife, nursing, optometry, paramedic, pharmacy, pharmacy intern, physician assistant, podiatry, respiratory therapist, or veterinary student with appropriate training in administering vaccines or therapeutics as determined by their school or training program and supervision by a currently practicing healthcare professional, experienced in the route of administration and to the population specified in the relevant FDA license, approval, or authorization, who administers smallpox (variola virus), monkeypox virus, or other orthopoxvirus vaccines or therapeutics by the route of administration and to the population specified in the relevant FDA license, approval, or authorization, including intramuscular, intradermal, or subcutaneous injection, dermal/percutaneous scarification, intranasal or oral administration. (See <i>declaration for additional requirements</i>).</p> <p>(4) Any healthcare professional or other individual who holds an active license or certification permitting the person to prescribe, dispense, or administer vaccines or therapeutics under the law of any State as of the effective date of this amendment, or healthcare professional as authorized under the sections V(d)(1) and (2) of the PREP Act declaration, who, following a declared emergency as defined in section VII of the PREP Act declaration, prescribes, dispenses, or administers smallpox (variola virus), monkeypox virus, or other orthopoxvirus vaccines or therapeutics by the route of administration and to the population specified in the relevant FDA license, approval, or authorization, including intramuscular, intradermal, or subcutaneous injection, dermal/percutaneous scarification, intranasal or oral administration. (See <i>declaration for additional requirements</i>)</p> <p>(5) National Guard.</p>