



*State of New Jersey*  
**DEPARTMENT OF HEALTH**  
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PHILIP D. MURPHY  
*Governor*

SHEILA Y. OLIVER  
*Lt. Governor*

JUDITH M. PERSICHILLI, RN, BSN, MA  
*Commissioner*

**EXECUTIVE DIRECTIVE NO: 21-002**

**Authorization for General Hospitals and Ambulatory Care Facilities Licensed for Primary Care to Conduct COVID-19 Vaccination Administration Outside of the Licensed Site**

**Whereas**, Coronavirus disease 2019 (“COVID-19”) is a contagious, and at times fatal, respiratory disease caused by the SARS-CoV-2 virus; and

**Whereas**, on March 9, 2020, Governor Philip D. Murphy issued Executive Order 103, declaring the existence of a Public Health Emergency, pursuant to the Emergency Health Powers Act, N.J.S.A. 26:13-1 et seq., and a State of Emergency pursuant to the Disaster Control Act, N.J.S.A. App A:9-33 et seq., in the State of New Jersey for COVID-19; and

**Whereas**, the Public Health Emergency was extended by Governor Murphy under Executive Orders 119, 138, 151, 162, 171, 180, 186, 191, 200, 210, 215, 222 and 231; and

**Whereas**, the Federal Government, through Operation Warp Speed, has been the working expeditiously to develop, manufacture, and deliver one or more safe and effective COVID-19 vaccines; and

**Whereas**, on December 11, 2020, the U.S. Food and Drug Administration (FDA) issued an Emergency Use Authorization (EUA) for a COVID-19 vaccine manufactured by Pfizer and BioNTech; and

**Whereas**, on December 18, 2020 the FDA issued an EUA for a COVID-19 vaccine manufactured by Moderna; and

**Whereas**, on February 27, 2021 the FDA issued an EUA for a COVID-19 vaccine manufactured by Janssen Biotech, a subsidiary of Johnson & Johnson; and

**Whereas**, it is anticipated that the FDA will authorize additional COVID-19 vaccines in 2021; and

**Whereas**, distribution and administration of the Pfizer and BioNTech vaccine in the State began the week of December 13, 2020, distribution and administration of the

Moderna vaccine in the State began the week of December 20, 2020 and distribution and administration of the Janssen Biotech vaccine in the State began week of March 1, 2021; and

**Whereas**, Executive Directive No. 20-037 dated January 6, 2021 authorized health care providers as defined by the Executive Directive to administer COVID-19 vaccines at any vaccination site established within the State; and

**Whereas**, under the declared public health emergency, the Commissioner of the Department of Health is empowered, pursuant to N.J.S.A. 26:13-12, to take all reasonable and necessary measures to prevent the transmission of infectious disease and apply proper controls and treatment for infectious disease; and

**Whereas**, it is necessary to expand the number of vaccination sites across the State; and

**Whereas**, general hospitals and ambulatory care facilities licensed to provide primary care are capable of operating vaccination sites.

**NOW, THEREFORE, I, JUDITH PERSICILLI**, Commissioner of the New Jersey Department of Health, pursuant to the powers afforded to me under the Emergency Health Powers Act, hereby ORDER and DIRECT the following:

1. A general hospital licensed pursuant to N.J.A.C. 8:43G or an ambulatory care facility licensed to provide primary care pursuant to N.J.A.C. 8:43A may operate off-site vaccination sites in the State under their respective licenses;
2. The vaccination sites operated pursuant to Paragraph 1 are authorized to administer COVID-19 vaccinations that are approved or given Emergency Use Authorization by the FDA.
3. The vaccination sites operated pursuant to Paragraph 1 shall comply with the requirements of the "New Jersey Interim COVID-19 Vaccination Plan," as amended and supplemented.

This Order shall take effect immediately and shall remain in effect until such time as it is determined by me that an emergency no longer exists.

  
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Judith M. Persichilli, R.N., B.S.N., M.A.  
Commissioner

4/14/21  
\_\_\_\_\_  
Date