CHRISTOPHER T. SUNUNU
Governor

STATE OF NEW HAMPSHIRE
OFFICE OF THE GOVERNOR

STATE OF NEW HAMPSHIRE
BY HIS EXCELLENCY
CHRISTOPHER T. SUNUNU, GOVERNOR

Emergency Order #73 Pursuant to Executive Order 2020-04 as extended by Executive Orders, 2020-05, 2020-08, 2020-09, 2020-10, 2020-14, 2020-15, 2020-16, 2020-17, 2020-18, 2020-20 and 2020-21

Reactivation of the COVID-19 Long Term Care Stabilization Program

WHEREAS, on March 13, 2020, the Governor issued Executive Order 2020-04, An order declaring a state of emergency due to Novel Coronavirus (COVID-19); and

WHEREAS, COVID-19 has a disproportionate impact on New Hampshire's most vulnerable populations including those with physical disabilities, developmental disabilities, people with mental health complexity, individuals with substance use disorders, and older adults requiring both residential and community based care; and

WHEREAS, on March 27, 2020 the United States Congress passed, and President Trump, approved the CARES Act which included Coronavirus Relief Funds totaling approximately $1.25 billion in "flex funds" that may only be used to cover costs incurred by the State that (i) are necessary expenditures incurred due to the public health emergency with respect to COVID-19; (ii) were not accounted for in the budget most recently approved as of the date of enactment of the CARES Act; and (3) were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020; and

WHEREAS, on April 16th, 2020, the Governor issued Emergency Order #31, which established the COVID-19 Long Term Care Stabilization Program (the "Program"); and

WHEREAS, on May 18, 2020, the Governor issued Emergency Order #45, which made certain modifications to the Program; and

WHEREAS, on June 25, 2020, the Governor issued Emergency Order #55, which extended the Program to July 31, 2020; and

WHEREAS, the Program was not extended beyond July 31, 2020 due to the expiration of the enhanced unemployment benefits provide by the CARES Act; and

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WHEREAS, due to a recent rise in COVID-19 cases in New Hampshire, Medicaid providers that provide long term services in facility-based settings as well as in the home and community are experiencing increased challenges in retaining their frontline workforce, threatening critical staffing levels needed to provide continuity of long term supports and services to individuals in those programs; and

WHEREAS, the State of New Hampshire has enough remaining CARES Act funds to re-activate the Program through December 30, 2020, which is the State's deadline for expending all CARES Act funds.

Now therefore, pursuant to Section 18 of Executive Order 2020-04 as extended by Executive Orders 2020-05, 2020-08, 2020-09, 2020-10, 2020-14, 2020-15, 2020-16, 2020-17, 2020-18, 2020-20, and 2020-21 it is hereby ordered, effective immediately, that:

1. The Covid-19 Long Term Care Stabilization Program, as established in Emergency Order #31, modified in Emergency Order #45, and extended in Emergency Order #55, is hereby reactivated and shall remain in effect through December 30, 2020.

Given under my hand and seal at the Executive Chambers in Concord, this 16th day of November, in the year of Our Lord, two thousand and twenty, and the independence of the United States of America, two hundred and forty-four.

GOVERNOR OF NEW HAMPSHIRE

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