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STATE OF NEW HAMPSHIRE  
DEPARTMENT OF HEALTH AND HUMAN SERVICES

**DIVISION OF PUBLIC HEALTH SERVICES**

29 HAZEN DRIVE, CONCORD, NH 03301

603-271-4501 1-800-852-3345 Ext. 4501

Fax: 603-271-4827 TDD Access: 1-800-735-2964

www.dhhs.nh.gov

Lori A. Shibinette  
Commissioner

Tricia M. Tilley  
Director

November 29, 2021

The Honorable Karen Umberger, Chairman  
Fiscal Committee of the General Court and

His Excellency, Governor Christopher T. Sununu  
and the Honorable Council

State House  
Concord, NH 03301

**REQUESTED ACTION**

Pursuant to the provisions of RSA 14:30-a, VI, authorize the Department of Health and Human Services, Division of Public Health Services, to accept and expend federal funds from the Centers for Disease Control and Prevention (CDC) to fund Detection & Mitigation of COVID in Confinement Facilities as mandated by the American Rescue Plan Act of 2021 in the amount of \$1,470,000 effective upon approval by the Fiscal Committee and Governor and Council through June 30, 2023 and further authorize the allocation of these funds in the accounts below.  
100% Federal Funds.

**05-095-090-903010-XXXX0000 HEALTH AND SOCIAL SERVICES, DEPT OF HEALTH AND HUMAN SERVICES, HHS: DIVISION OF PUBLIC HEALTH SERVICES, DET & MIT IN CONF FACILITIES**

SFY 2022 Class/Object	Class Title	Current Authorized Budget	This Request	Adjusted Budget
000-400146	Federal Funds	\$0	\$1,470,000	\$1,470,000
	General Funds	\$0	\$0	\$0
	<b>Total Revenue</b>	<b>\$0</b>	<b>\$1,470,000</b>	<b>\$1,470,000</b>
020-500200	Current Expense	\$0	\$15,358	\$15,358
030-500302	Equipment	\$0	\$24,990	\$24,990
037-500173	Technology - Hardware	\$0	\$1,750	\$1,750
041-500801	Audit Fund Set Aside	\$0	\$1,470	\$1,470
102-500731	Contracts for Program Services	\$0	\$1,056,136	\$1,056,136
548-500396	Reagents	\$0	\$370,296	\$370,296
	<b>Total Expenses</b>	<b>\$0</b>	<b>\$1,470,000</b>	<b>\$1,470,000</b>

### EXPLANATION

CDC, in partnership with the Department of Justice, is providing financial assistance to state health departments to respond to Coronavirus Disease 2019 (COVID-19) in confinement facilities within their jurisdictions. The objectives and goals of this funding are primarily focused on providing resources to confinement facilities for the detection and mitigation of COVID-19. For the purposes of this funding, the term 'confinement facilities' includes adult prisons and jails; juvenile confinement facilities; and community confinement facilities, such as certain transitional housing facilities. These settings have been significantly impacted by COVID-19 because once the virus is introduced into the facility, it can spread easily causing large outbreaks. The Department has worked with confinement facilities throughout the COVID-19 response to control the spread of COVID-19 including responding to individual cases and outbreaks to provide recommendations and support, testing through the Public Health Laboratories, providing Personal Protective Equipment, and ensuring equitable access to vaccines for both residents and staff. These new funds are aimed at providing resources to the confinement facilities to support continued COVID-19 testing and other mitigation measures.

The funds are to be budgeted as follows:

Class 020 – The funds will be used to pay for current expenses such as office supplies, shipping, printer paper and testing controls for the Abbott ID Now testing machines, which are testing machines that perform rapid nucleic acid amplification testing.

Class 030 – The funds will be used to pay for Abbott ID Now Machines. NH proposes to purchase Abbott ID Now testing machines to support rapid nucleic acid amplification testing for diagnostic testing in confinement facilities. These rapid test machines will allow confinement facilities to get timely test results on residents so that the person can be appropriately isolated to prevent further transmission within the facility.

Class 037 – The funds will be used to pay for a printer required for operation of the Abbot ID Now machine. The printer prints out the result of the test for proper documentation.

Class 041 - The funds will be used to pay for audit fund set aside per State requirement.

Class 102 - The funds will be used pay for contracts including an Outbreak Testing Mobile Team. The Department will contract with a vendor to provide mobile outbreak testing services during outbreaks within confinement facilities. Facilities require additional support during outbreaks and one limited resource is access to testing during outbreaks, which require enhanced screening. If the facility is able to collect samples on their own, the program will support the cost of laboratory testing. If the facility does not have staffing to support the specimen collection, the vendor will also have flexibility to provide onsite support to assist with sample collection. Estimated costs are \$150 per test for 2,150 tests.

The funds will be used to pay for Nursing/Medical Strike Team support. The Department will contract with a vendor to provide additional medical staffing and infection prevention expertise to confinement facilities as needed and requested by the facilities. This support is especially helpful during outbreaks when medical staff is limited and additional expertise may be needed to help bring the outbreak under control.

The funds will be used to pay for Support Agreements with Individual Institutions. The Department will develop an application process to enter into agreements with confinement facilities to provide them funding to support any of the 15 allowable activities under this funding. The facilities will propose projects/supports/purchases etc. based on their needs to the Department and the Department will then evaluate the requests against the allowable activities and approve funding as appropriate. These funds could be used to support any number of allowable activities, including infection prevention, capacity for isolation and quarantine, modifying space to accommodate Abbott ID Now testing machines, transportation, or to improve ventilation systems, etc.

Class 548 - The funds will be used to pay for reagents and to purchase test kits required for operation of the Abbott ID Now equipment.

In response to the anticipated two-part question, "Can these funds be used to offset General Funds?" and "What is the compelling reason for not offsetting General Funds?" the Division offers the following information: The funds are provided for a specified purpose by the CDC as defined in the Notice of Grant Award and cannot be used to offset general funds.

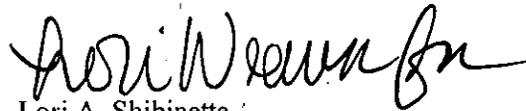
Area Served: Statewide

Source of Funds: 100% Federal from the Centers for Disease Control and Prevention provided through one-time funding made available under the American Rescue Plan Act (ARP), P.L. 117-2.

Attached is the Notice of Grant Award. These funds were not added to the FY22-FY23 operating budget because these are new funds recently granted to the State to assist in the public health Coronavirus response and were not anticipated at the time the budget was developed.

In the event that these Federal Funds become no longer available, General Funds will not be requested to support this program.

Respectfully submitted,



Lori A. Shibinette  
Commissioner



DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Disease Control and Prevention

Notice of Award

Award# 6 NU50CK000522-03-01

FAIN# NU50CK000522

Federal Award Date: 08/05/2021

Recipient Information

1. Recipient Name

NH Department of HHS
129 Pleasant St
Concord, NH 03301-3852
603-271-4586

2. Congressional District of Recipient

02

3. Payment System Identifier (ID)

1026000618B3

4. Employer Identification Number (EIN)

026000618

5. Data Universal Numbering System (DUNS)

011040545

6. Recipient's Unique Entity Identifier

7. Project Director or Principal Investigator

CHRISTINE LOUISE BEAN
christine.bean@dhhs.nh.gov
6032714657

8. Authorized Official

Ms. Richelle Swanson
AO / Financial Administrator
Richelle.Swanson@dhhs.nh.gov
603-271-4613

Federal Agency Information

CDC Office of Financial Resources

9. Awarding Agency Contact Information

Cathleen Franklin
Grants Management Specialist
qtm0@cdc.gov
678-475-4552

10. Program Official Contact Information

Mr. Fred Maxineau
PHA
hyx2@cdc.gov
404.639.0869

Federal Award Information

11. Award Number

6 NU50CK000522-03-01

12. Unique Federal Award Identification Number (FAIN)

NU50CK000522

13. Statutory Authority

301(A)AND317(K)(2)PHS42USC41(A)247B(K)2

14. Federal Award Project Title

Epidemiology and Laboratory Capacity for Prevention and Control of Emerging Infectious Diseases (ELC)

15. Assistance Listing Number

93.323

16. Assistance Listing Program Title

Epidemiology and Laboratory Capacity for Infectious Diseases (ELC)

17. Award Action Type

Supplement

18. Is the Award R&D?

No

Summary Federal Award Financial Information

Table with 2 columns: Item Number and Amount. Includes rows for Budget Period Start/End Date, Total Amount of Federal Funds Obligated by this Action (Total: \$4,852,411.00), Authorized Carryover (\$0.00), Total Amount of Federal Funds Obligated this budget period (\$2,982,159.00), Total Approved Cost Sharing or Matching, where applicable (\$0.00), Total Federal and Non-Federal Approved this Budget Period (\$7,834,570.00), and Total Amount of the Federal Award including Approved Cost Sharing or Matching this Project Period (Not Available).

28. Authorized Treatment of Program Income

ADDITIONAL COSTS

29. Grants Management Officer - Signature

Ms. Freda Johnson
Grants Management Officer

30. Remarks



DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Disease Control and Prevention

Notice of Award

Award# 6 NU50CK000522-03-01

FAIN# NU50CK000522

Federal Award Date: 08/05/2021

<b>Recipient Information</b>	
<b>Recipient Name</b> NH Department of HHS 129 Pleasant St Concord, NH 03301-3852 603-271-4586	
<b>Congressional District of Recipient</b> 02	
<b>Payment Account Number and Type</b> 1026000618B3	
<b>Employer Identification Number (EIN) Data</b> 026000618	
<b>Universal Numbering System (DUNS)</b> 011040545	
<b>Recipient's Unique Entity Identifier</b> Not Available	
<b>31. Assistance Type</b> Cooperative Agreement	
<b>32. Type of Award</b> Demonstration	

<b>33. Approved Budget</b> (Excludes Direct Assistance)	
I. Financial Assistance from the Federal Awarding Agency Only	
II. Total project costs including grant funds and all other financial participation	
a. Salaries and Wages	\$1,199,463.00
b. Fringe Benefits	\$697,543.00
c. Total Personnel Costs	\$1,897,006.00
d. Equipment	\$222,527.00
e. Supplies	\$145,663.00
f. Travel	\$69,720.00
g. Construction	\$0.00
h. Other	\$4,876,725.00
i. Contractual	\$208,735.00
<b>j. TOTAL DIRECT COSTS</b>	<b>\$7,420,376.00</b>
<b>k. INDIRECT COSTS</b>	<b>\$414,194.00</b>
<b>l. TOTAL APPROVED BUDGET</b>	<b>\$7,834,570.00</b>
<b>m. Federal Share</b>	<b>\$7,834,570.00</b>
<b>n. Non-Federal Share</b>	<b>\$0.00</b>

<b>34. Accounting Classification Codes</b>					
FY-ACCOUNT NO.	DOCUMENT NO.	ADMINISTRATIVE CODE	OBJECT CLASS	AMT ACTION FINANCIAL ASSISTANCE	APPROPRIATION
1-93904SH	19NU50CK000522	CK	41.51	\$59,269.00	75-21-0959
1-9390EWQ	19NU50CK000522DMODC3	CK	41.51	\$3,323,142.00	75-2024-0943
1-9390H9L	19NU50CK000522DOJC6	CK	41.51	\$1,470,000.00	75-X-0140



**DEPARTMENT OF HEALTH AND HUMAN SERVICES** Notice of Award

Centers for Disease Control and Prevention

Award# 6 NU50CK000522-03-01

FAIN# NU50CK000522

Federal Award Date: 08/05/2021

**Direct Assistance**

BUDGET CATEGORIES	PREVIOUS AMOUNT (A)	AMOUNT THIS ACTION (B)	TOTAL (A + B)
Personnel	\$0.00	\$0.00	\$0.00
Fringe Benefits	\$0.00	\$0.00	\$0.00
Travel	\$0.00	\$0.00	\$0.00
Equipment	\$0.00	\$0.00	\$0.00
Supplies	\$0.00	\$0.00	\$0.00
Contractual	\$0.00	\$0.00	\$0.00
Construction	\$0.00	\$0.00	\$0.00
Other	\$0.00	\$0.00	\$0.00
Total	\$0.00	\$0.00	\$0.00

# AWARD ATTACHMENTS

NH Department of HHS

6 NU50CKO00522-03-01

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1. Terms and Conditions

**ADDITIONAL AWARD INFORMATION**

**Incorporation:** In addition to the federal laws, regulations, policies, and CDC General Terms and Conditions for Non-research awards at <https://www.cdc.gov/grants/federalregulationspolicies/index.html>, the Centers for Disease Control and Prevention (CDC) hereby incorporates Notice of Funding Opportunity (NOFO) number CK19-1904, titled *Epidemiology and Laboratory Capacity for Prevention and Control of Emerging Infectious Diseases(ELC)*, which are hereby made a part of this Non-research award, hereinafter referred to as the Notice of Award (NOA).

**Supplemental Funding:** Additional funding in the amount \$4,852,411 is approved for the Year 03 budget period, which is August 1, 2021 through July 31, 2022. The availability of funds is shown below.

COVID Funded Component	Amount	End of Funding Availability	Suffix Document Number in PMS
Data Modernization	\$3,323,142	July 31, 2023	DMODC3
Detection & Mitigation of COVID in Confinement Facilities	\$1,470,000	July 31, 2024	DOJC6
Core	\$ 59,269	July 31, 2022	None

**Coronavirus Disease 2019 (COVID-19) Funds:** A recipient of a grant or cooperative agreement awarded by the Department of Health and Human Services (HHS) with funds made available under the Coronavirus Preparedness and Response Supplemental Appropriations Act, 2020 (P.L. 116-123); the Coronavirus Aid, Relief, and Economic Security Act, 2020 (the "CARES Act") (P.L. 116-136); the Paycheck Protection Program and Health Care Enhancement Act (P.L. 116-139); the Consolidated Appropriations Act and the Coronavirus Response and Relief Supplement Appropriations Act, 2021 (P.L. 116-260) and/or the American Rescue Plan of 2021 [P.L. 117-2] agrees, as applicable to the award, to: 1) comply with existing and/or future directives and guidance from the Secretary regarding control of the spread of COVID-19; 2) in consultation and coordination with HHS, provide, commensurate with the condition of the individual, COVID-19 patient care regardless of the individual's home jurisdiction and/or appropriate public health measures (e.g., social distancing, home isolation); and 3) assist the United States Government in the implementation and enforcement of federal orders related to quarantine and isolation.

In addition, to the extent applicable, Recipient will comply with Section 18115 of the CARES Act, with respect to the reporting to the HHS Secretary of results of tests intended to detect SARS-CoV-2 or to diagnose a possible case of COVID-19. Such reporting shall be in accordance with guidance and direction from HHS and/or CDC. HHS laboratory reporting guidance is posted at: <https://www.hhs.gov/sites/default/files/covid-19-laboratory-data-reporting-guidance.pdf>.

Further, consistent with the full scope of applicable grant regulations (45 C.F.R. 75.322), the purpose of this award, and the underlying funding, the recipient is expected to provide to CDC copies of and/or access to COVID-19 data collected with these funds, including but not limited to data related to COVID-19 testing. CDC will specify in further guidance and directives what is encompassed by this requirement.

This award is contingent upon agreement by the recipient to comply with existing and future guidance from the HHS Secretary regarding control of the spread of COVID-19. In addition, recipient is expected to flow down these terms to any subaward, to the extent applicable to activities set out in such subaward.

To achieve the public health objectives of ensuring the health, safety, and welfare of all Americans, Recipient must distribute or administer vaccine without discriminating on non-public-health grounds within a prioritized group.

**Unallowable Costs:**

1. Research
2. Clinical care
3. Construction
4. Publicity and propaganda (lobbying):
5. Other than for normal and recognized executive-legislative relationships, no funds may be used for:
  - a. publicity or propaganda purposes, for the preparation, distribution, or use of any material designed to support or defeat the enactment of legislation before any legislative body
  - b. the salary or expenses of any grant or contract recipient, or agent acting for such recipient, related to any activity designed to influence the enactment of legislation, appropriations, regulation, administrative action, or Executive order proposed or pending before any legislative body
  - c. See Additional Requirement (AR) 12 for detailed guidance on this prohibition and additional guidance on lobbying for CDC recipients:  
[https://www.cdc.gov/grants/documents/AntiLobbying\\_Restrictions\\_for\\_CDC\\_Graantees\\_July\\_2012.pdf](https://www.cdc.gov/grants/documents/AntiLobbying_Restrictions_for_CDC_Graantees_July_2012.pdf)
6. All unallowable costs cited in CDC-RFA-CK19-1904 remain in effect, unless specifically amended in this guidance, in accordance with 45 CFR Part 75 – Uniform Administrative Requirements, Cost Principles, And Audit Requirements for HHS Awards.

**COVID-19 Funding Budget Revision Requirement:** The recipient must submit a revised budget with a narrative justification, using the ELC budget workbook provided in the Grant Note associated with this award, within 90 days of receipt of the Notice of Award. Submission must be made as a budget revision amendment and not as a Grant Note. If the date falls on a weekend or holiday, the submission will be due the following business day. Failure to submit the required information in a timely manner may adversely affect the future funding of this project. If the information cannot be provided by the due date, you are required to contact the GMS/GMO identified in the Awarding Agency Contact Information section on the first page before the due date.

**REPORTING REQUIREMENTS**

**Reporting:** Please reference the applicable guidance for reporting requirements related to Data Modernization and Detection & Mitigation of COVID in Confinement Facilities activities.

**Required Disclosures for Federal Awardee Performance and Integrity Information System (FAPIIS):** Consistent with 45 CFR 75.113, applicants and recipients must disclose in a timely manner, in writing to the CDC, with a copy to the HHS Office of Inspector

General (OIG), all information related to violations of federal criminal law involving fraud, bribery, or gratuity violations potentially affecting the federal award. Subrecipients must disclose, in a timely manner in writing to the prime recipient (pass through entity) and the HHS OIG, all information related to violations of federal criminal law involving fraud, bribery, or gratuity violations potentially affecting the federal award. Disclosures must be sent in writing to the CDC and to the HHS OIG at the following addresses:

CDC, Office of Grants Services  
Cathleen Franklin, Grants Management Specialist  
Contractor: Cherokee Nation Operational Solution  
Centers for Disease Control and Prevention  
Branch 1  
2939 Flowers Road, MS-TV-2 Atlanta, GA 30341  
Email:qtm0@cdc.gov (Include "Mandatory Grant Disclosures" in subject line)

**AND**

U.S. Department of Health and Human Services Office of the Inspector General  
ATTN: Mandatory Grant Disclosures, Intake Coordinator 3301 Independence Avenue, SW  
Cohen Building, Room 5527 Washington, DC 20201  
Fax: (202)-205-0604 (Include "Mandatory Grant Disclosures" in subject line) or Email:  
MandatoryGranteeDisclosures@oig.hhs.gov

Recipients must include this mandatory disclosure requirement in all subawards and contracts under this award.

Failure to make required disclosures can result in any of the remedies described in 45 CFR 75.371. Remedies for noncompliance, including suspension or debarment (See 2 CFR parts 180 and 376, and 31 U.S.C. 3321).

CDC is required to report any termination of a federal award prior to the end of the period of performance due to material failure to comply with the terms and conditions of this award in the OMB-designated integrity and performance system accessible through SAM (currently FAPIIS). (45 CFR 75.372(b)) CDC must also notify the recipient if the federal award is terminated for failure to comply with the federal statutes, regulations, or terms and conditions of the federal award. (45 CFR 75.373(b))

**PAYMENT INFORMATION**

*The HHS Office of the Inspector General (OIG) maintains a toll-free number (1-800-HHS-TIPS [1-800-447-8477]) for receiving information concerning fraud, waste, or abuse under grants and cooperative agreements. Information also may be submitted by e-mail to hhstips@oig.hhs.gov or by mail to Office of the Inspector General, Department of Health and Human Services, Attn: HOTLINE, 330 Independence Ave., SW, Washington DC 20201. Such reports are treated as sensitive material and submitters may decline to give their names if they choose to remain anonymous.*

**Payment Management System Subaccount:** Funds awarded in support of approved activities have been obligated in a subaccount in the PMS, herein identified as the "P

Account". Funds must be used in support of approved activities in the NOFO and the approved application.

The grant document number identified on the bottom of **Page 2** of the Notice of Award must be known to draw down funds.

**Stewardship:** The recipient must exercise proper stewardship over Federal funds by ensuring that all costs charged to your cooperative agreement are allowable, allocable, and reasonable and that they address the highest priority needs as they relate to this program.

All the other terms and conditions issued with the original award remain in effect throughout the budget period unless otherwise changed, in writing, by the Grants Management Officer.