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STATE OF NEW HAMPSHIRE
DEPARTMENT OF HEALTH AND HUMAN SERVICES
OFFICE OF THE COMMISSIONER

Lori A. Shibinette
Commissioner

Lori A. Weaver
Deputy Commissioner

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November 8, 2022

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 (Department), Office of the Commissioner, to amend Fiscal Committee item #FIS 21-363, approved on December 2, 2021, and Governor and Council (G&C) item #6B, approved on December 8, 2021, by repurposing \$2,296,102 approved from the American Rescue Plan Act (ARPA) State Fiscal Recovery Funds (SFRF), not utilized for its designated purpose, to fund two contracts for which ARPA funding was previously appropriated but later changed to CARES funding, effective upon Fiscal Committee and Governor and Executive Council approval through June 30, 2023. This is an allowable use of ARPA SFRF funds under Section 602 (c)(1)(A) to respond to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19) or its negative economic impacts. 100% Federal Funds.

All direct program costs will be accounted for in expenditure class 102 (Contracts for program services) using activity 00FRF602PH9540A and all administrative and indirect costs will be accounted for using activity 00FRF602PH9540Z. Accounting classifications may be subject to technical changes at the discretion of the Department of Administrative Services' Division of Accounting Services.

EXPLANATION

Purpose: The Department requests approval to repurpose \$2,296,102 of ARPA funds, previously approved for the purpose of responding to last year's hospital capacity surge, to fund two contracts for which ARPA funding was previously appropriated but later changed to CARES funding. The funds were originally appropriated in Class 102 (Contracts for Program Services) and would continue to be appropriated in that class line.

Unexpended Funds to Repurpose: In December 2021, the Department submitted a request to the Fiscal Committee and Governor and Executive Council to accept and expend approximately \$20.5 million to respond to the hospital capacity surge experienced at that time. Executive Order 2021-12 directed the Department to "...take immediate targeted, and direct action to ensure all steps are taken to help individuals receive medical care in a timely and appropriate way." Of the total amount approved, \$3,212,856, was designated for the purpose of paying rehabilitation centers to accept nursing home residents waiting for a bed in long-term care facilities. The Department did not utilize the funding designated for this purpose because only a few individuals were transitioned to rehabilitation centers, and those that did transition were covered through their insurance.

New Request Background: In Calendar Year 2021, the Department submitted two contracts for G&C approval that utilized ARPA funds appropriated to the Department. The contract Completion Dates for those contracts aligned with the requests approved by Fiscal and G&C that accepted the ARPA funding. The first contract, with the University of New Hampshire, approved by G&C on December 22, 2021 (item #41A), included a completion date of December 31, 2022, and provided COVID-19 testing services to long-term care facilities to ensure compliance with Centers for Medicare & Medicaid Services testing requirements. The second contract, with Bi-State Primary Care Association, Inc., approved November 10, 2021 (item #16B), included a completion date of June 30, 2023, and increased opportunities for low income, uninsured, rural and/or other individuals and families who may have barriers to accessing healthcare and the COVID-19 vaccine.

In coordination with the Department, the Governor's Office for Emergency Relief and Recovery submitted Late Item C to the December 22, 2021, G&C Meeting, and FIS 21-396 to Fiscal, which held a Special Meeting on December 23, 2021, for said purpose. This request was approved and modified the prior Accept and Expend requests by changing the funding source from ARPA to CARES Act funding, effective through June 30, 2023. However, CARES funding was only available for use through September 30, 2022, and the contract Completion Dates were not modified to align with that earlier date. Services continued to be provided and, although the University of New Hampshire contract was immediately terminated upon identification of the issue, invoices for services rendered were submitted after CARES funding was no longer available to pay those invoices. The Department seeks to repurpose available ARPA funding to ensure the contract with Bi-State Primary Care Association, Inc., can continue through the end of State Fiscal Year 2023 and the Department can pay the outstanding invoices due.

Area served: Statewide

Funds are budgeted as follows:

Class 102 – Contracts for Program Services.

Source of Funds: These funds are 100% Federal.

Respectfully submitted,



Lori A. Shibinette
Commissioner



STATE OF NEW HAMPSHIRE
DEPARTMENT OF HEALTH AND HUMAN SERVICES
OFFICE OF THE COMMISSIONER

Lori A. Shibinette
Commissioner

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November 24, 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, Office of the Commissioner, to accept and expend federal funds from the American Rescue Plan Act (ARPA), in the amount of \$20,462,940 effective upon Fiscal Committee and Governor and Executive Council approval through June 30, 2023 and further authorize the allocation of these funds in the accounts below. These funds will be used for the Department to respond to the Executive Order 2021-12. This is an allowable use of ARP FRF funds under Section 602 (c)(1)(A) to respond to the public health emergency or its negative economic impacts. 1 100% Federal Funds.

05-095-094-940010-24650000 HEALTH AND SOCIAL SERVICES, DEPT OF HEALTH AND HUMAN SERVICES, HHS: NEW HAMPSHIRE HOSPITAL, NEW HAMPSHIRE HOSPITAL, ARPA DHHS FISCAL RECOVERY FUNDS

Table with 5 columns: Class/Obj, Class Title, Current Modified Budget, Increase (Decrease) Amount, Revised Modified Budget. Rows include Federal Funds, General Funds, Total Revenue, and various expense categories like Current Expense, Equipment, Indirect Costs, etc.

1 All direct program costs will be accounted for using activity 00FRF602PH9512A-F and all administrative and indirect costs will be accounted for using activity 00FRF602PH9512Z. Accounting classifications may be subject to technical changes at the discretion of the Department of Administrative Services' Division of Accounting Services.

The Honorable Karen Umberger, Chairman
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102-500731	Contracts for Program Services	\$27,378,043	\$20,460,894	\$47,838,937
103-502664	Contracts for Ops Services	\$11,271,224	\$0	\$11,271,224
	Total Expenses	\$41,043,413	\$20,462,940	\$61,506,353

EXPLANATION

As outlined in Executive Order 2021-12 (EO), the Department of Health and Human Services (DHHS) must "...take immediate, targeted, and direct action to ensure all steps are taken to help individuals receive medical care in a timely and appropriate way." This item accepts ARPA funds to respond as the EO requires.

The funds are to be budgeted as follows:

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

Class 102 – The funds will be used to make payments to the entities as described below:

Nursing Facilities. Total Cost Estimate \$1,749,870.00

Ensuring that nursing facilities are paid for any Medicaid pending days that are not later reimbursed by Medicaid.

Ambulatory Surgical Centers. Total Cost Estimate \$9,049,680.00

Ambulatory Surgical Centers will be designated as an Acute Care Center under RSA 141-C:26. This will allow them to take patients who need acute care and these funds will be used to reimburse them at the appropriate rate.

Rehabilitation Centers. Total Cost Estimate \$3,212,856.00

These funds will be used to pay rehabilitation centers to accept nursing home residents waiting for a bed in a long-term care facility at the rehabilitation center rate.

Mid-Level Residential Care Facilities. Total Cost Estimate \$448,488.00

Ensuring that nursing facilities are paid for any Medicaid pending days that are not later reimbursed by Medicaid.

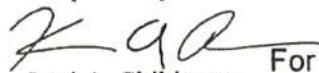
Strike Teams for Long-Term Care Staffing. Total Cost \$6,000,000

In order to create capacity at long-term care facilities. Rates are estimated to be between \$200 - \$300 an hour per staff.

Area served: Statewide

Source of funds: These funds are 100% Federal.

Respectfully submitted,

 For

Lori A. Shibinette
Commissioner