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Updated: September 15, 2021 (revisions underlined)

Post State of Emergency COVID-19 Guidance for OPWDD Certified, Operated, and/or Funded Facilities and Programs

Background:

On May 19, 2021, consistent with the recommendations from the Centers for Disease Control and Prevention (CDC), New York State (NYS) aligned the mandates for mask wearing and social distancing to eliminate requirements for most vaccinated individuals.

On June 25, 2021, the State of Emergency declared by the Governor to respond to the COVID-19 pandemic was allowed to expire. All associated Executive Orders and most COVID-19 restrictions will also be lifted throughout the State.

Post-Emergency Guidance:

Providers of OPWDD certified, operated, and/or funded programs should resume all pre-pandemic activities in compliance with all applicable rules and regulations, which still may include any applicable COVID-19 rules, regulations, or [guidance](#) issued by OPWDD. Effective June 25, 2021, providers may operate programs at full capacity to extent possible, to resume unrestricted visitation at and community outings from residential facilities, and to remove capacity limitations during transportation if all individuals are vaccinated.

Providers who had been acting under Executive Order provisions related to background checks should immediately begin implementing pre-COVID background checks, consistent with *Expiration of Interim Guidance Regarding the Criminal Background Check Process*, issued June 24, 2021. Providers who have been utilizing abbreviated trainings, pursuant to Executive order flexibilities, should immediately resume all mandatory trainings requirements, consistent with *OPWDD Updated Guidance Regarding Abbreviated/Refresher Training and Recertifications*, updated on June 24, 2021.

Ongoing COVID-19 Precautions:

Pursuant to OPWDD emergency regulation 14 NYCRR § 633.26, effective immediately all agencies providing services or operating facilities that are certified or operated by OPWDD must require all staff, volunteers, contractors, vendors, visitors and individuals receiving services

to wear appropriate face coverings consistent with any directives issued by OPWDD and consistent with guidance from the Centers for Disease Control and Prevention (CDC).

Face coverings are not required to be worn by:

(i) Children under two years of age

(ii) A person with a disability who cannot wear a mask, or cannot safely wear a mask, for reasons related to the disability, or

(iii) A person for whom wearing a mask would create a risk to workplace health, safety, or job duty as determined by an Occupational Health and Safety Administration workplace risk assessment.

All high touch surfaces should continue to be cleaned and disinfected consistent with CDC guidelines. <https://www.cdc.gov/coronavirus/2019-ncov/community/disinfecting-building-facility.html>

Residential facilities with positive cases of COVID-19 should continue to adhere to the protocols contained in the document *Management of Co-Circulation of Influenza and COVID-19 Infections*, issued October 20, 2020.

Reporting Requirements:

OPWDD will continue to track positive cases of COVID-19 within its programs to monitor for trends and inform the need for any additional precautionary restrictions. As such, providers must continue to report positive COVID-19 cases to OPWDD, consistent with *COVID-19 Notification and IRMA Reporting Requirements for OPWDD Providers*, last issued on November 2, 2020.

All providers must continue to report vaccination status of individuals and staff via the Multi-Agency Vaccination Data Collection System.