STATE OF NEW HAMPSHIRE
OFFICE OF THE GOVERNOR

CHRISTOPHER T. SUNUNU
Governor

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

Emergency Order #6 Pursuant to Executive Order 2020-04

Temporary authorization for take-out or delivery of beer or wine

Pursuant to Section 18 of Executive Order 2020-04, it is hereby ordered, effective immediately, that:

1. In order to provide a measure of temporary relief to establishments impacted by Emergency Order #2, all restaurants, diners, bars, saloons, private clubs, or any other establishment that have both a restaurant license and an on premise license from the New Hampshire Liquor Commission shall be temporarily authorized to allow for takeout or delivery of beer or wine. For deliveries, the licensee shall be able to travel from town to town or from place to place in the same town carrying prepaid orders for delivery of any beer or wine they are licensed to sell provided the following conditions are met:

   a) The order must be paid for at the licensee’s place of business prior to the loading of the vehicle.
   b) All beers and wines transported pursuant to RSA 179:15, II shall be transported in their original, manufactured, sealed containers and shall consist of no greater than 192 ounces malt beverage or 1.5 liters of sparkling or still wine.
   c) The employee making the delivery shall meet the definition of RSA 254 and the provisions of RSA 178:23, II and have a W-2 with the holder of the restaurant delivery license.
   d) The licensee or employee shall have in their possession in the delivery vehicle (i) a copy of the restaurant license; and (ii) a delivery invoice showing the quantities, type, origin and destination of the food and alcoholic beverage being delivered.
   e) The beer or wine shall be delivered to a physical building or residence.
   f) The beer or wine shall be invoiced and delivered only to a person meeting the requirements of RSA 179:5.
   g) All deliveries of beer or wine shall be accompanied by food prepared by the restaurant licensee and ordered by the customer.
   h) No beer or wine shall be delivered to any college, university, or school, whether public or private, located within this state. No deliveries of any alcoholic beverage shall be delivered to any public library, public playground, or public park.
i) No beer or wine shall be transferred or delivered to a person on a street, sidewalk, or public way.

j) Deliveries of beer and wine shall occur between the hours of 6:00 a.m. and 11:45 p.m., 7 days a week.

2. This Order shall remain in effect until Monday, April 6, 2020.

Given under my hand and seal at the Executive Chambers in Concord, this 18th day of March, in the year of Our Lord, two thousand and twenty, and the independence of the United States of America, two hundred and forty-four.

[Signature]

GOVERNOR OF NEW HAMPSHIRE

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STATE OF NEW HAMPSHIRE
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Emergency Order #7 Pursuant to Executive Order 2020-04

Temporary modification of data and privacy governance plans

Pursuant to Section 18 of Executive Order 2020-04 it is hereby ordered, effective immediately, that:

1. Pursuant to the Emergency Order #1, New Hampshire schools are required to transition to temporary remote instruction no later than Monday, March 23.

2. In order to implement remote instruction, many school districts have found it necessary to utilize software applications, digital tools, and extensions that the districts have never before used and many districts do not have adequate time or resources in this emergency environment to vet such software applications, digital tools, and extensions against their local data privacy and governance plans adopted pursuant to RSA 189:66, V prior to the deadline for implementing remote instruction.

3. Therefore, to facilitate uniformity across the State and to enable cooperation among and between districts and the Department of Education in vetting new software applications, digital tools, and extensions for data privacy compliance, for the duration of the State of Emergency declared in Executive Order 2020-04 any software application, digital tool, and/or extension that meets the minimum standards established by the Department pursuant to RSA §189:66 shall be deemed to be compliant with RSA §189:66 without regard to the district’s data and privacy governance plan.

Given under my hand and seal at the Executive Chambers in Concord, this 18th day of March, in the year of Our Lord, two thousand and twenty, and the independence of the United States of America, two hundred and forty-four.

[Signature]
GOVERNOR OF NEW HAMPSHIRE

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Emergency Order #8 Pursuant to Executive Order 2020-04

Temporary expansion of access to Telehealth Services to protect the public and health care providers

Pursuant to Section 18 of the Executive order, it is hereby ordered, effective immediately, that:

1. In order to protect the public’s health and mitigate exposure to and the spread of COVID-19, all health insurance carriers regulated by the New Hampshire Insurance Department, all health benefit plans authorized under RSA 5-B, and New Hampshire Medicaid coverage, including all Medicaid Managed Care Organizations, are hereby required to allow all in-network providers to deliver clinically appropriate, medically necessary covered services to members via telehealth. This shall include reimbursement for all modes of telehealth, including video and audio, audio-only, or other electronic media provided by medical providers to treat all members for all medically necessary covered services beginning today March 17, 2020, and shall remain in effect until rescinded, or until the State of Emergency is terminated, whichever happens first.

2. All medical providers shall be allowed to perform health care services through the use of all modes of telehealth, including video and audio, audio-only, or other electronic media, to treat the residents of the state of NH for all medically necessary services. Medical providers include Physicians and Physician Assistants, APRNs/ Clinical Nurse Specialists/Nurse Midwives, Certified Registered Nurse Anesthetists, Clinical Psychologists and School Psychologists licensed by the Board of Psychologists, Clinical Social Workers, master’s level psychiatric nurses, Pastoral psychotherapists, marriage and family therapists, clinical mental health counselors, and any other provider licensed by the Board of Mental Health Practice, LADCs, MLADCs, CRSWs, applied behavioral analysts, Registered Dietitians or nutritional professionals, Dentists, and community mental health providers.

3. All carriers shall ensure that rates of payment to in-network providers for services delivered via telehealth are not lower than the rates of payment established by the Carrier for services delivered via traditional (i.e. in-person) methods, and shall notify providers for any instructions necessary to facilitate billing for such telehealth services.
4. All carriers shall cover, without any cost-sharing (i.e. copayments, deductibles, or coinsurance), medically necessary treatment delivered via telehealth related to COVID-19 by in-network providers.

5. There shall be no restriction on eligible originating sites for telehealth services. An originating site means the location of the member at the time the service is being furnished via a telecommunications system. This service can include locations such as a practitioner's office, a patient's home, schools, hospitals including critical access hospitals and those with renal dialysis centers, skilled nursing facilities, FQHCs/RHCs, and community mental health centers.

6. The Department of Health and Human Services shall, as necessary, provide assistance and guidance to health care providers in the development and implementation of telehealth services. The Insurance Department shall provide further guidance to affected carriers as necessary to effectuate the purposes of this Order and shall be authorized to enforce this Order as it affects carriers regulated by the Insurance Department.

Given under my hand and seal at the Executive Chambers in Concord, this 18th day of March, in the year of Our Lord, two thousand and twenty, and the independence of the United States of America, two hundred and forty-four.

[Signature]
GOVERNOR OF NEW HAMPSHIRE