



## Department of Health

**ANDREW M. CUOMO**  
Governor

**HOWARD A. ZUCKER, M.D., J.D.**  
Commissioner

**LISA J. PINO, M.A., J.D.**  
Executive Deputy Commissioner

July 22, 2020

Dear Nursing Home Owner/Administrator:

As you know we are still in the midst of managing the COVID-19 crisis. Even as New Yorkers have successfully bent the curve and lowered the infection rate, we are seeing the rate increasing across the country and continue to have concerns about the impact of this spread, which could lead to an uptick in New York.

You may also be aware that the Department of Health has previously announced forthcoming regulations that would require hospitals to have a 90-day supply of essential PPE and other medical supplies on-hand. I am writing today to let you know that we will soon also promulgate similar measures requiring nursing homes to have a 60-day supply on-hand by September 30.

This 60-day supply will be based on the data that you have reported to us in the HERD Survey during the period of April 19-April 27. The Department of Health may grant an extension of the deadline to October 30 if there are supply chain disruptions or the seven-day rolling average of new COVID-19 infections in New York State remains below 1.5%.

We have learned from the national shortages that we have already experienced. We know that many facilities have been increasing their supplies of N-95 masks, surgical masks, face shields, gowns, and gloves, and we will continue to monitor to ensure you have a 60-day quantity by September 30.

We have prepared an analysis of the status of your institution's PPE inventory based on the data reported by you in the HERD survey. At this juncture, we ask that you review it and inform us now how much progress you have made towards reaching full compliance with the 60-day requirement. Please inform the department within 24 hours of how many days supply of the required categories of PPE you currently have on hand, and if there are any concerns with reaching the required 60-day amount by September 30. Please ensure your information is up to date in the HERD survey immediately so we can make the necessary assessment.

Sincerely,

Howard A. Zucker, M.D., J.D.  
Commissioner  
New York State Department of Health