

Date: December 15, 2021

To: All DD Waiver, Mi Via Waiver, Medically Fragile Waiver, Supports Waiver, State General Fund Agencies and Stakeholders

From: Jason Cornwell, Director  
Developmental Disabilities Supports Division



Subject: Update on Vaccine Mandate Pursuant to Public Health Order Issued December 2, 2021

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Pursuant to the most recent Public Health Order issued December 2, 2021, by Acting Department of Health Secretary, Dr. David Scrase, *“All hospital workers, congregate care facility workers, and employees of the Office of the Governor Michelle Lujan Grisham are required to be fully vaccinated against COVID-19 unless they qualify for an exemption. Further, all such individuals are required to receive a booster dose of the vaccine, if eligible according to the FDA, unless they qualify for an exemption. If an individual does not qualify for an exemption, the individual shall:*

- a. *Complete their primary series of vaccination by October 6, 2021 and, if eligible, receive a booster dose no later than January 17, 2022, or within four weeks of becoming eligible; and*
- b. *Provide proof of vaccination to the appropriate person or supervisor:*
  - i. *Hospital workers and congregate care facility workers shall provide proof of vaccination or exemption to their respective supervisors....”*

According to the PHO, Congregate Care Facility, “means nursing homes, assisted living facilities, adult day cares, hospice facilities, State correctional facilities, juvenile justice facilities, residential treatment centers, the New Mexico Veteran’s Home, and community homes.” Congregate care facility worker, “means any paid or unpaid individuals working in a congregate care facility. This includes workers providing services who have the potential for direct or indirect exposure to patients or residents in a congregate care facility. A congregate care facility worker includes contractors who perform services on-site at the congregate care facility.”

All providers of programs administered by DDSD must comply with this revised Public Health Order.

Congregate Care Facility includes any facility based Day or Employment service offered within any of the DD Waiver, Mi Via Waiver, Medically Fragile Waiver, Supports Waiver, or State General Funded programs.

Community Homes includes DD Waiver Supported Living, Intensive Medical Living, and State General Funded residential homes. DD Waiver Family Living, DD Waiver Customized In-Home Supports, and Mi Via Waiver In-Home Living Supports does not meet the definition of “Community Home.”

See pages 4 - 5, section 4, a - c of the revised Public Health Order for details on exemption requirements.


Additionally, DDSD is requiring that any Case Manager, Consultant, Community Support Coordinator, Agency Service Coordinator, and/or Supervisor must be fully vaccinated as defined by the December 2, 2021 PHO, to render in person face to face monitoring visits in any setting for any Waiver or State General Funded service unless an exemption has been granted by the employer.

If you have questions, please contact the following DDSD Staff:

- DD Waiver Program Manager, Marie Velasco ([marie.velasco@state.nm.us](mailto:marie.velasco@state.nm.us))
- Mi Via Waiver, Jennifer Rodriguez, Deputy Director ([jennifer.rodriguez@state.nm.us](mailto:jennifer.rodriguez@state.nm.us))
- Medically Fragile Waiver Program Manager, Iris Clevenger ([iris.clevenger@state.nm.us](mailto:iris.clevenger@state.nm.us))
- Supports Waiver Program Manager, Jennifer Roth ([jennifer.roth@state.nm.us](mailto:jennifer.roth@state.nm.us))
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- Regional Office Bureau Chief, Angie Brooks ([angie.brooks@state.nm.us](mailto:angie.brooks@state.nm.us))
- DDSD Deputy Director, Scott Doan ([scott.doan@state.nm.us](mailto:scott.doan@state.nm.us))

#### Additional Resources:

- NM DOH COVID-19 Site: <https://cv.nmhealth.org/>
- DDSD COVID-19 Site: <https://nmhealth.org/about/ddsd/diro/ddcv/>
- NM DOH COVID-19 Safe Practices: <https://cv.nmhealth.org/covid-safe-practices/>
- Report a Public Health Order Violation: <https://www.newmexico.gov/2020/03/25/how-to-report-non-compliance-within-a-business-a-violation-of-the-mass-gatherings-ban-or-other-violations-of-the-public-order/>
- NM DOH COVID-19 Vaccine General Information: <https://cv.nmhealth.org/covid-vaccine/>
- NM DOH COVID-19 Vaccine Site: <https://cvvaccine.nmhealth.org/>
- New Mexico Notify [NM Notify | Help New Mexico Stop The Spread](#)
- Vault COVID-19 Testing Resource [learn.vaulthealth.com/nm/](https://learn.vaulthealth.com/nm/).
- COVID-19 testing at Curative sites, which can be located through the NMDOH website: <https://findatestnm.org/>
- New Mexico Crisis and Access Line | [www.nmcrisisline.com](http://www.nmcrisisline.com)
- Crisis and Access Line | 1-855-NMCRISIS | 1-855-662-7474
- Peer-to-Peer Warmline | 1-855-4NM-7100 | 1-855-466-7100
- Healthcare Worker and First Responder Support Line | 1-855-507-5509



The banner features the NMDOH logo on the left, which includes the text 'NMDOH' and 'NEW MEXICO DEPARTMENT OF HEALTH'. To the right of the logo, the text reads: 'Do you want to pre-register for your COVID-19 Vaccine? Visit [cvvaccine.nmhealth.org](https://cvvaccine.nmhealth.org) to register today.'