

LABOR AND EMPLOYMENT LAW

INFORMATION MEMO

DECEMBER 16, 2021

NY HERO Act COVID-19 Designation Extended A Third Time

On Dec. 15, 2021, the Acting NYS Commissioner of Health, Mary T. Bassett, M.D., M.P.H., [announced](#) the third extension of the designation of COVID-19 as a “highly contagious communicable disease that presents a serious risk of harm to the public health” through Jan. 15, 2022.

As previously reported and as reiterated in the latest extension, the Commission of Health’s designation appears to rely in large part on the [CDC’s community transmission levels](#). In light of the latest surge and the emergence of the new Omicron variant, it is difficult to predict with any degree of certainty whether the transmission in New York State will fall to a “moderate” or “low” levels in the course of the next month.

Accordingly, private employers should continue to have their NY HERO Act Airborne Infectious Disease Exposure Prevention Plans in place.

If you have any questions or need Bond’s help, please contact [Stephanie Fedorka](#), any attorney in Bond’s [Labor and Employment practice](#) or the Bond attorney with whom you are regularly in contact.



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