Status of COVID-19 Public Health Emergency (PHE) Declaration

The Department of Health and Human Services (HHS) has extended the COVID-19 public health emergency (PHE) multiple times. HHS first determined that a public health emergency existed on January 27, 2020, and the HHS Secretary has now renewed this determination 11 times. The renewals extend for 90 days. ¹

Most recently, on October 13, 2022, the HHS Secretary issued another Renewal of Determination that a Public Health Emergency Exists. Thus, the PHE’s ongoing Medicaid coverage requirement will extend at least through January 11, 2023.

Additionally, the HHS Secretary told state governors that they will receive a 60-day notice prior to termination of the public health emergency (PHE). ² Accordingly, if a decision is made that the PHE will not be renewed again or if a decision is made to terminate the declaration, states will get a notice of that determination no later than mid-November 2022.

¹ Public Health Service Act § 319(a) [42 USC § 247d(a)]

² Letter to Governors, HHS Secretary (Jan 21, 2021)


Current as of October 14, 2022