



Ordonanta de urgenta nr. 70/2020 privind reglementarea unor masuri, incepand cu data de 15 mai 2020, in contextul situatiei epidemiologice determinate de raspandirea coronavirusului SARS-CoV-2, pentru prelungirea unor termene, pentru modificarea si completarea Legii nr. 227/2015 privind Codul fiscal, a Legii educatiei nationale nr. 1/2011, precum si a altor acte normative

In vigoare de la 14 mai 2020

1. Acordarea indemnizatiilor prevazute de art. XI si art. XV din Ordonanta de urgenta a Guvernului nr. 30/2020 se va prelungi si pentru perioada cuprinsa intre incetarea starii de urgenta si 31 mai 2020, cu posibilitatea continuarii dupa aceasta data doar in domeniile in care se vor mentine restrictiile. Aceste indemnizatii nu sunt supuse executarii silite prin poprire pe durata acordarii lor, indiferent de bugetul din care se suporta.
2. Utilizarea postei electronice ca unul din mijloacele de comunicare pentru solicitarea si acordarea drepturilor de asistenta sociala, de asigurari sociale de stat si de somaj, se aplica, in continuare si dupa incetarea starii de urgenta, pentru o perioada de 30 de zile.
3. Dispozitiile art. IX din OUG nr. 30/2020 se aplica, pana la finalizarea cursurilor anului scolar 2019-2020.
4. Perioada de suspendare a raporturilor de munca, in cazul intreruperii sau reducerii temporare a activitatii, fara incetarea raportului de munca, pentru motive economice, tehnologice, structurale sau similar, potrivit art. 52 alin. (1) lit. c) din Codul Muncii, pe perioada

Emergency Ordinance no. 70/2020 regarding the regulation of some measures, starting with May 15th, 2020, in the context of the epidemiological situation determined by the spread of the SARS-CoV-2 coronavirus, for the extension of some terms, for the amendment and completion of Law no. 227/2015 regarding the Tax Code, of the National Education Law no. 1/2011, as well as other normative acts

In force since May 14th, 2020

1. Granting the allowances provided by art. XI and art. XV of the Government Emergency Ordinance no. 30/2020 will be extended for the period between the cessation of the state of emergency and May 31st, 2020, with the possibility of continuing after this date only in the areas where the restrictions will be maintained. These allowances are not subject to forced execution by seizure during their granting, regardless of the budget from which they are supported.
2. The use of electronic mail as one of the means of communication for requesting and granting the rights of social assistance, state social insurance and unemployment, shall continue to apply after the cessation of the state of emergency, for a period of 30 days.
3. The provisions of art. IX of GEO no. 30/2020 applies until the end of the 2019-2020 school year.
4. The period of suspension of the labor relations, in case of interruption or temporary reduction of the activity, without termination of the employment relationship, for economic, technological, structural or similar reasons, according to art. 52 para. (1) lit. c) of the Labor Code, during the state of emergency and the

starii de urgenta si a starii de alerta se ia in calcul la stabilirea stagiului de cotizare de minimum 12 luni in ultimele 24 de luni premergatoare datei inregistrarii cererii pentru indemnizatia de somaj. Perioada starii de urgenta si perioada starii de alerta in care contractele individuale de munca sunt suspendate in temeiul art. 52 alin. (1) lit. c) din Codul Muncii constituie stagiul asimilat in sistemul asigurarilor pentru somaj. Indemnizatiile de care beneficiaza salariatii se stabilesc la 75% din salariul de baza corespunzator locului de munca ocupat si se suporta din bugetul asigurarilor pentru somaj, dar nu mai mult de 75% din castigul salarial mediu brut prevazut de Legea bugetului asigurarilor sociale de stat pe anul 2020 nr. 6/2020.

5. Pentru o perioada de 30 de zile de la incetarea starii de urgenta, **se pot desfasura si in sistem on-line, cu notificarea comisiei de autorizare, urmatoarele activitati:**

- a) pregatirea teoretica a tuturor programelor de formare autorizate;
- b) pregatirea practica a programelor de initiere, specializare si perfectionare, care nu implica activitati practice care trebuie sa se desfasoare intr-un spatiu cu dotari specifice, conform standardului ocupational;
- c) sustinerea examenului de absolvire a programelor de initiere, specializare si perfectionare desfasurate in sistem on-line.

Nu se desfasoara on-line programele de formare de nivel 1, conform Cadrului National al Calificarilor.

Notificarea comisiei de autorizare se face cu cel putin 10 zile lucratoare inainte de data estimata a inceperii activitatii, prin posta electronica, si cuprinde:

- a) mijloacele si metodele prin care se asigura transmiterea si asimilarea cunostintelor si

state of alert is taken into account when establishing the contribution period of at least 12 months in the last 24 months prior to the date of registration of the application for unemployment benefit. The period of the state of emergency and the period of the state of alert in which the individual employment contracts are suspended in accordance with art. 52 para. (1) lit. c) of the Labor Code constitutes an internship assimilated in the unemployment insurance system. Employees' benefits are set at 75% of the basic salary corresponding to the job held and are supported by the unemployment insurance budget, but not more than 75% of the average gross salary provided by the State Social Insurance Budget Law for the year 2020 no. 6/2020.

5. For a period of 30 days from the cessation of the state of emergency, the following activities **may be carried out online, with the notification of the authorization commission:**

- a) theoretical preparation of all authorized training programs;
- b) the practical preparation of the initiation, specialization and improvement programs, which do not involve practical activities that must be carried out in a space with specific facilities, according to the occupational standard;
- c) taking the graduation exam of the initiation, specialization and improvement programs developed in the online system.

Level 1 training programs are not conducted online, according to the National Qualifications Framework.

The notification of the authorization commission is made at least 10 working days before the estimated date of starting the activity, by e-mail, and includes:

- a) the means and methods by which the transmission and assimilation of knowledge and

- formarea deprinderilor necesare ocupatiei respective, teoretice si practice, dupa caz;
- b) dotarile, echipamentele si materialele necesare formarii;
 - c) procedura de evaluare in conformitate cu obiectivele specifice programului de formare profesionala autorizat.
6. Valabilitatea certificatelor de acreditare a furnizorilor de servicii sociale si a licentelor de functionare a serviciilor sociale, provizorii si definitive, prelungita pe perioada starii de urgenta, se mentine pentru o perioada de 60 de zile de la incetarea starii de urgenta. Daca pana la expirarea acestui termen sunt depuse la Ministerul Muncii si Protectiei Sociale solicitari pentru emiterea unei noi licente de functionare a serviciului social, rapoartele de monitorizare privind asigurarea calitatii in domeniul serviciilor sociale sunt valabile. Aceste rapoarte trebuie sa fie intocmite inainte de instituirea starii de urgenta, dar nu mai devreme de 1 ianuarie 2020 pentru situatiile in care licenta de functionare expira de drept in perioada starii de urgenta. Pentru serviciile sociale ale caror licente de functionare expira in termen de 60 de zile de la data incetarii starii de urgenta si pentru care nu se mai poate respecta termenul prevazut de lege pentru intocmirea rapoartelor de monitorizare si pentru emiterea unei noi licente de functionare, dosarul de reacreditare a serviciului social se transmite la Ministerul Muncii si Protectiei Sociale cu cel putin 20 zile inainte de expirarea licentei de functionare emisa anterior.
7. Prevederile art. XV si XVI din Ordonanta de urgenta a Guvernului nr. 32/2020, cu modificarile si completarile ulterioare, se aplica pana la data de 31 mai 2020.
8. Se prelungeste acordarea drepturilor pana la data

- the formation of skills necessary for the respective occupation, theoretical and practical, as the case may be;
- b) the training facilities, equipment and equipment;
 - c) the procedure for assessment in accordance with the specific objectives of the authorized training program.
6. The validity of certificates of accreditation of social service providers and provisional and definitive licenses for the operation of social services, extended during the state of emergency, is maintained for a period of 60 days from the cessation of the state of emergency. If until the expiration of this term, requests for the issuance of a new license for the operation of the social service are submitted to the Ministry of Labor and Social Protection, the monitoring reports regarding the quality assurance in the field of social services are valid. These reports must be prepared before the establishment of the state of emergency, but not earlier than January 1st, 2020 for situations in which the operating license expires by law during the state of emergency. For social services whose operating licenses expire within 60 days from the date of cessation of the state of emergency and for which the deadline provided by law for drawing up monitoring reports and for issuing a new operating license can no longer be met, the file of re-accreditation of the social service is sent to the Ministry of Labor and Social Protection at least 20 days before the expiration of the previously issued operating license.
7. The provisions of art. XV and XVI of the Government Emergency Ordinance no. 32/2020, with subsequent amendments and completions, shall apply until May 31st, 2020.
8. The granting of rights shall be extended until 31 May 2020 for persons who, at the date of entry



de 31 mai 2020 pentru persoanele care la data intrării în vigoare a prezentei ordonanțe se afla în:

- concediu de creștere copil;
- concediu îngrijire copil cu handicap ;
- concediu de acomodare în cazul încredințării copilului pentru adopție .

9. Acordarea stimulentei de inserție pentru persoanele menționate anterior, se face de la data depunerii cererii, dacă acestea realizează venituri supuse impozitului pe venit, până la împlinirea de către copil a vârstei de 3 ani, respectiv 4 ani, în cazul copilului cu handicap.
10. Plata indemnizației pentru creșterea copiilor nu se acordă în cazul în care între data de 31 mai 2020 și data la care copilului împlineste 2 ani, respectiv 3 ani, în cazul copilului cu dizabilitate sunt mai puțin de 3 luni.
11. Obligația somerilor de a se prezenta lunar, la agenția pentru ocuparea forței de muncă se suspendă în perioada cuprinsă între încetarea stării de urgență și 31 mai 2020.
12. Valabilitatea contractelor colective de muncă și a acordurilor colective se menține pentru o perioadă de 90 de zile de la încetarea stării de urgență.
13. Sunt valabile pentru o perioadă de 60 de zile de la încetarea stării de urgență, următoarele documente:
 - a) certificatele de încadrare a copilului într-un grad de handicap eliberate de comisia pentru protecția copilului;
 - b) certificatele de încadrare în grad și tip de handicap eliberate de comisia de evaluare a persoanelor adulte cu handicap;
 - c) atestatele de asistent maternal eliberate de comisia pentru protecția copilului;
 - d) atestatele de persoană sau familie aptă să adopte eliberate de direcția generală de asistență socială și protecția copilului.
14. Pentru anul 2020, numărul de zile libere platite

into force of this ordinance, are in:

- parental leave;
 - disabled childcare leave;
 - accommodation leave in case of entrusting the child for adoption.
9. The granting of the insertion incentive for the previously mentioned persons is made from the date of submitting the application, if they realize incomes subject to income tax, until the child reaches the age of 3 years, respectively 4 years, in the case of the disabled child.
 10. The payment of the allowance for raising children is not granted if between May 31st, 2020 and the date on which the child turns 2 years, respectively 3 years, in the case of the child with disability are less than 3 months.
 11. The obligation of the unemployed to appear monthly at the employment agency is suspended in the period between the cessation of the state of emergency and May 31st, 2020.
 12. The validity of collective labor agreements and collective agreements is maintained for a period of 90 days from the cessation of the state of emergency.
 13. The following documents are valid for a period of 60 days from the end of the state of emergency:
 - a) the certificates of classification of the child in a degree of disability issued by the commission for child protection;
 - b) the certificates of classification in degree and type of disability issued by the evaluation commission of the disabled adults;
 - c) the maternity assistant certificates issued by the commission for child protection;
 - d) the certificates of a person or family able to adopt issued by the general directorate of social assistance and child protection.
 14. For the year 2020, the number of paid days off for one of the parents, for the supervision of

pentru unul dintre parinti, pentru supravegherea copiilor, in situatia inchiderii temporare a unitatilor de invatamant, se stabileste pana la incheierea cursurilor anului scolar 2019-2020. Nu se acorda zile unuia dintre parinti pentru supravegherea copiilor, in cazul angajatilor sistemului national de aparare, angajatilor din penitenciare, personalului din unitatile sanitare publice, personalului din serviciile sociale rezidentiale si altor categorii stabilite prin ordin al ministrului afacerilor interne, al ministrului economiei, energiei si mediului de afaceri si al ministrului transporturilor, infrastructurii si comunicatiilor, dupa caz. Pana la incheierea cursurilor anului scolar 2019-2020, pentru acesti angajati se acorda o majorare salariala in cuantum de 75% din salariul de baza corespunzator unei zile lucratoare, dar nu mai mult de corespondentul pe zi a 75% din castigul salarial mediu brut utilizat la fundamentarea bugetului asigurarilor sociale de stat. Aceasta majorare se acorda numai in situatia in care celalalt parinte nu beneficiaza de zilele libere sau de aceasta majorare. Majorarea se va suporta din bugetele din care se suporta drepturile salariale de baza.

Prin exceptie, pentru personalul din unitatile sanitare publice majorarea se suporta prin transferuri din bugetul Fondului national unic de sanatate.

15. Pentru personalul institutiilor si autoritatilor publice, majorarea nu se ia in calcul la determinarea limitei sporurilor, compensatiilor, adaosurilor, primelor, premiilor si indemnizatiilor si a altor drepturi .
16. Angajatorii din sistemul privat, autoritatile si institutiile publice centrale si locale, regiile autonome, societatile nationale, companiile nationale si societatile la care capitalul social este detinut integral sau majoritar de stat ori de o unitate administrativ-teritoriala, cu un numar

the children, in case of temporary closure of the educational units, is established until the end of the 2019-2020 school years. Days are not granted to one of the parents for the supervision of children, in the case of employees of the national defense system, employees of penitentiaries, staff of public health units, staff of residential social services and other categories established by order of the Minister of Internal Affairs, Minister of Economy, Energy and the business environment and the Minister of Transport, Infrastructure and Communications, as appropriate. Until the end of the 2019-2020 school year, for these employees is granted a salary increase in the amount of 75% of the basic salary corresponding to a working day, but not more than the daily correspondent of 75% of the average gross salary used to base the state social security budget. This increase is granted only if the other parent does not benefit from the days off or from this increase. The increase will be supported from the budgets from which the basic salary rights are supported.

As an exception, for the staff from the public health units the increase is supported by transfers from the budget of the Unique National Health Fund.

15. For the staff of public institutions and authorities, the increase shall not be taken into account in determining the limit of bonuses, compensations, additions, bonuses, prizes and allowances and other rights.
16. Employers in the private system, central and local public authorities and institutions, autonomous utilities, national companies, national companies and companies in which the share capital is wholly or mainly owned by the state or by an administrative-territorial unit, with a greater number of 50 employees have the obligation to establish individualized work



mai mare de 50 de salariatii au obligatia de a stabili programe individualizate de munca, fara acordul salariatului, astfel incat intre salariatii sa se asigure existenta unui interval de o ora la inceputul si la terminarea programului de munca, intr-un interval de trei ore.

17. Incepand cu data de 15 mai 2020, pentru acordarea si decontarea serviciilor medicale, medicamentelor si dispozitivelor medicale isi vor mentine valabilitatea, in functie de evolutia situatiei epidemiologice, documentele utilizate in sistemul de asigurari sociale de sanatate care expira pana la data de 30 septembrie 2020. Pentru serviciile medicale spitalcesti, decontarea lunara se face fara a mai fi necesara o regularizare a trimestrelor II si III, astfel:

- a) la nivelul valorii aferente indicatorilor realizati in limita valorii de contract, daca se acopera contravaloarea cheltuielilor efectiv realizate;
- b) la nivelul cheltuielilor efectiv realizate in limita valorii de contract, in situatia in care valoarea aferenta indicatorilor realizati este mai mica sau egala cu nivelul cheltuielilor efectiv realizate;
- c) la nivelul indicatorilor realizati, fara a depasi suma ce poate fi contractata in functie de capacitatea maxima de functionare lunara a fiecarui spital;
- d) la nivelul cheltuielilor efectiv realizate, in situatia in care acestea depasesc nivelul contractat, justificat de situatia epidemiologica generata de virusul SARS-CoV-2, pentru unitatile sanitare cu paturi care acorda servicii medicale spitalcesti in regim de spitalizare continua pacientilor diagnosticati cu COVID-19.

18. Consultatiile medicale la distanta acordate in asistenta medicala primara si ambulatoriul de specialitate clinic se acorda cu incadrarea in numarul maxim de consultatii: 8

programs, without the employee's consent, so that between employees to ensure the existence of an interval of one hour at the beginning and end of the work program, within three hours.

17. Starting with May 15th, 2020, for the granting and settlement of medical services, medicines and medical devices, the documents used in the social health insurance system, which expires until September 30th, 2020, will remain valid, depending on the evolution of the epidemiological situation. For hospital medical services, the monthly settlement is made without the need for a regularization of the second and third trimesters, as follows:

- a) at the level of the value related to the indicators realized within the limit of the contract value, if the equivalent value of the actually realized expenses is covered;
- b) at the level of the expenses actually realized within the limit of the contract value, in the situation when the value afferent to the realized indicators is less than or equal to the level of the actually realized expenses;
- c) at the level of the achieved indicators, without exceeding the amount that can be contracted depending on the maximum monthly operating capacity of each hospital;
- d) at the level of the actual expenses incurred, if it exceeds the contracted level, justified by the epidemiological situation generated by SARS-CoV-2 virus, for health establishments with beds providing hospital care in continuous hospitalization to patients diagnosed with COVID-19.

18. The remote medical consultations granted in the primary medical assistance and the specialized clinical outpatient are granted within the maximum number of consultations: 8 consultations / hour / doctor.

19. The health insurance houses reimburse all the



consultatii/ora/medic.

19. Casele de asigurari de sanatate deconteaza toate serviciile de dializa efectiv realizate, cu incadrarea in numarul de bolnavi prevazut la nivel national.
20. Documentele utilizate in sistemul de asigurari sociale de sanatate care expira pana la data de 30 septembrie 2020 isi mentin valabilitatea in functie de evolutia situatiei epidemiologice, in conditiile stabilite prin ordin al ministrului sanatatii si al presedintelui Casei Nationale de Asigurari de Sanatate.
21. Influentele financiare determinate de cresterile salariale pentru personalul medical si nemedical din unitatile sanitare publice si cele care au ca asociat unic unitatile administrativ-teritoriale se suporta din bugetul Fondului, de la Titlul VI - "Transferuri intre unitati ale administratiei publice".
22. In bugetul Fondului vor fi alocate, in conditiile legii, sume suplimentare pentru decontarea cu prioritate a concediilor medicale acordate persoanelor aflate in carantina, indiferent de locul in care aceasta se instituie, ca urmare a unei suspiciuni de infectare cu COVID-19, si pacientilor diagnosticati cu infectia COVID-19.
23. In bugetul Fondului vor fi alocate sume suplimentare, in conditiile legii, pentru decontarea cu prioritate a concediilor medicale acordate persoanelor aflate in carantina, ca urmare a unei suspiciuni de infectare cu COVID-19, si pacientilor diagnosticati cu infectia COVID-19.
24. Persoanelor asigurate pentru concedii si indemnizatii de asigurari sociale de sanatate, carora li se interzice continuarea activitatii si pentru care a fost instituita masura de carantina ca urmare a unei suspiciuni de infectare cu COVID-19, beneficiaza de concedii si indemnizatii pentru carantina, indiferent de locul in care aceasta se instituie, pentru o perioada si pe baza

dialysis services actually performed, with the inclusion in the number of patients provided at national level.

20. The documents used in the social health insurance system that expire until September 30th, 2020 remain valid depending on the evolution of the epidemiological situation, under the conditions established by order of the Minister of Health and the President of the National Health Insurance House.
21. The financial influences determined by the salary increases for the medical and non-medical staff from the public sanitary units and those that have as sole partner the administrative-territorial units are supported from the Fund's budget, from Title VI - "Transfers between public administration units".
22. In the budget of the Fund will be allocated, in accordance with the law, additional amounts for the priority settlement of medical leave granted to quarantined persons, regardless of the place where it is established, following a suspicion of infection with COVID-19, and patients diagnosed with COVID-19 infection.
23. In the budget of the Fund, additional amounts will be allocated, in accordance with the law, for the priority settlement of medical leave granted to quarantined persons, as a result of a suspicion of COVID-19 infection, and to patients diagnosed with COVID-19 infection.
24. Persons insured for leave and social health insurance benefits, who are prohibited from continuing their activity and for whom the quarantine measure was instituted as a result of a suspicion of COVID-19 infection, benefit from leave and allowances for quarantine, regardless of the place in which it is established, for a period and on the basis of the documents provided by order of the Minister of Health. For these persons, the medical leave certificates are issued by the family doctors after the last day of



documentelor prevazute prin ordin al ministrului sanatatii. Pentru aceste persoane certificatele de concediu medical se elibereaza de catre medicii de familie dupa ultima zi a perioadei de carantina, dar nu mai tarziu de 30 de zile calendaristice de la data incetarii perioadei de carantina si pot fi transmise si prin mijloace electronice de transmitere la distanta

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the quarantine period, but not later than 30 calendar days from the date of the end of the quarantine period and can also be transmitted by electronic means of remote transmission.

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