

# **Congressional Response to COVID-19**

for US Education, Squire Patton Boggs, March 2020

Updated June 2020

#### Phase 1: Coronavirus Preparedness and Response Supplemental Appropriations Act **Additional Resources** Federal Reserve Lending Facilities TOTAL = US\$8.3 billion See our reference chart for Federal Reserve financial assistance Health spending = US\$6.5 billion programs available through the CARES Act, including information on the (1) Main Street Lending Program, (2) Primary and Secondary - CDC = US\$2.2 billion Market Corporate Credit Facilities, (3) Paycheck Protection Program - Infectious Disease Rapid Response Reserve Fund; grants to state and local governments Lending Facility, (4) Term Asset-Backed Securities Loan Facility, - Public Health and Social Services Emergency Fund = US\$3.1 billion (5) Municipal Liquidity Facility and (6) Foreign and International - Product development, PPE purchases, grants to private medical facilities Monetary Authorities Facility. - NIH = US\$826 million Healthcare - Research and development of vaccines, diagnostics **Enacted into Law** Financial Lifelines, Waivers and Other Support for Hospitals and Medicare Telehealth Regulatory Flexibility = US\$500 million March 4, 2020 Healthcare Systems Responding to the Coronavirus Pandemic, - Community Health Centers = US\$100 million Triage Health Law, Squire Patton Boggs, April 2020 - FDA = US\$61 million The CARES Act Throws a Lifeline to Hospitals and Providers - Prevent, prepare, and respond to COVID-19 Confronting the COVID-19 Pandemic, Triage Health Law, Squire State Department = US\$1.25 billion Patton Boggs, March 2020 Evacuations and humanitarian assistance, including International Disaster Assistance and Economic Support Fund Small Business Small Businesses = US\$1 billion - Disaster Loan Program New PPP Legislation Improves Borrower Flexibility – Senate Committee Insists on Disclosure of PPP Recipients and Related **Phase 2: Families First Coronavirus Response Act** Data, Capital Thinking, Squire Patton Boggs, June 2020 TOTAL = US\$192 billion COVID-19: SBA and Treasury Issue PPP Loan Forgiveness Application – Many Technical Questions are Resolved but Direct Health Spending= ~US\$60 billion Additional Guidance is Needed, Squire Patton Boggs, May 2020 Health-related Tax Provisions = ~US\$105 billion COVID-19: The Small Business Administration Publishes Helpful - Emergency Paid Sick Leave required for private employers with < 500 employees; expansion of Federal Family and Guidance Regarding Its New "Economic Necessity" Certification Medical Leave Act, to include businesses with <50 employees (paid for by tax credits predicted to cost US\$95 billion Requirement for Paycheck Protection Program (PPP) Loans, between 2020-2021) Squire Patton Boggs, May 2020 Private insurers required to cover COVID-19 testing CARES Act Economic Assistance to Business Enterprises. Medicare cost-sharing for certain COVID-19 medical visits waived (US\$6.7 billion increase between 2020-2022) States and Municipalities, Squire Patton Boggs, March 2020 Medicaid and CHIP barred from imposing cost-sharing for COVID-19; state option to provide uninsured coverage through State and Local Governments **Enacted into Law** Medicaid and CHIP at 100 percent FMAP (US\$1.9 billion increase in 2020 and 2021) March 18, 2020 CARES Act Economic Assistance to Business Enterprises, - Temporary 6.2% increase to states' federal Medicaid assistance percentage (US\$50 billion increase between 2020-2022) States and Municipalities, Squire Patton Boggs, March 2020 Food assistance programs = US\$1.1 billion Natural Disaster Medical System = US\$1 billion Education - Public Health and Social Services Emergency Fund (vaccines) = US\$1 billion US Education Policy Update: Governor's Emergency Education Department of Defense testing = US\$82 million Relief Fund – Charter School Grants – and More, Squire Patton Indian Health Service = US\$64 million Boggs, April 2020 Unemployment Insurance = US\$5 billion Coronavirus Aid, Relief, and Economic Security Act: What Is in It

- Federally funds unemployment insurance, and provides an additional US\$1 billion in emergency grants to states

- US\$454 billion in emergency lending facilities considered cost-neutral
- Medium and Large Businesses = US\$500 billion
- Investments in Federal Reserve lending facilities = US\$454 billion
- Passenger and cargo airlines = US\$29 billion
- Businesses critical to national security = US\$4 billion
- Small Businesses = US\$377 billion

TOTAL = US\$1.7 trillion

- Paycheck Protection Program = US\$350 billion
- Provides forgiveable loans to small businesses that maintain payroll
- Economic Injury Disaster Loans = US\$10 billion
- Payments to taxpayers = US\$292 billion
- US\$1,200 per adult, with an additional US\$500 per child, for individuals earning < US\$75,000 or couples earning</li>
   US\$150,000
- Unemployment Insurance = US\$268 billion
- Unemployment benefits increased US\$600 per week for four months
- State and Local Governments = US\$150 billion
- US\$139 billion divided proportionally by population to the 50 states
- 45% sub-allocated by population share to units of local governments with populations exceeding 500,000
- US\$8 billion for Indian tribes
- US\$3 billion for Washington DC and territories
- Health Aid = US\$145 billion
- US\$100 billion for hospitals through the Provider Relief Fund (PRF)
- US\$27 billion for HHS Assistant Secretary for Preparedness and Response (ASPR)
- US\$8 billion increase for Health Care Extenders through November 30, 2020
- US\$4.3 billion for the CDC
- US\$945 million for the NIH
- Educational Institutions: US\$62.4 billion
- US\$30.8 billion for Department of Education to disburse to state and local education agencies
- US\$13.5 billion for Educational Stabilization Fund (elementary and secondary schools)
- US\$14.25 billion for Higher Education Emergency Relief Fund (IHEs)
- US\$3 billion for Governor's Emergency Education Relief Fund
- US\$100 million for Project SERV
- US\$750 million for Head Start programs
- Election security grants = US\$400 million



# Federal Reserve Lending Facilities

See our reference chart for Federal Reserve financial assistance programs available through the CARES Act, including information on the (1) Main Street Lending Program, (2) Primary and Secondary Market Corporate Credit Facilities, (3) Paycheck Protection Program Lending Facility, (4) Term Asset-Backed Securities Loan Facility, (5) Municipal Liquidity Facility and (6) Foreign and International Monetary Authorities Facility.

### Healthcare

Financial Lifelines, Waivers and Other Support for Hospitals and Healthcare Systems Responding to the Coronavirus Pandemic, Triage Health Law, Squire Patton Boggs, April 2020

<u>The CARES Act Throws a Lifeline to Hospitals and Providers</u>
<u>Confronting the COVID-19 Pandemic</u>, Triage Health Law, Squire Patton Boggs, March 2020

### **Small Business**

New PPP Legislation Improves Borrower Flexibility – Senate Committee Insists on Disclosure of PPP Recipients and Related Data, Capital Thinking, Squire Patton Boggs, June 2020

COVID-19: SBA and Treasury Issue PPP Loan Forgiveness
Application – Many Technical Questions are Resolved but

Additional Guidance is Needed, Squire Patton Boggs, May 2020

COVID-19: The Small Business Administration Publishes
Helpful Guidance Regarding Its New "Economic Necessity"
Certification Requirement for Paycheck Protection Program
(PPP) Loans, Squire Patton Boggs, May 2020

CARES Act Economic Assistance to Business Enterprises, States and Municipalities, Squire Patton Boggs, March 2020

## State and Local Governments

<u>CARES Act Economic Assistance to Business Enterprises</u>, <u>States and Municipalities</u>, Squire Patton Boggs, March 2020

## Education

<u>US Education Policy Update: Governor's Emergency Education</u> <u>Relief Fund – Charter School Grants – and More</u>, Squire Patton Boggs, April 2020

<u>Coronavirus Aid, Relief, and Economic Security Act: What Is in It for US Education</u>, Squire Patton Boggs, March 2020



Enacted into Law March 27, 2020

# Phase 3.5: Paycheck Protection and Health Care Enhancement Act



# TOTAL = US\$484 billion

#### Small Businesses = US\$380 billion

- Paycheck Protection Program = US\$310 billion
  - US\$60 billion allocated for underbanked businesses, including small banks and credit unions
- Disaster Loans Program = US\$50 billion
- Emergency Economic Injury Disaster Loans = US\$10 billion

#### Health Aid = US\$100 billion

- Provider Relief Fund = US\$75 billion
- Reimbursements to hospitals and healthcare providers for expenses and lost revenues related to COVID-19, including funding for PPE
- COVID-19 testing = US\$25 billion
  - US\$11 billion for states and localities to develop, administer, and process tests
  - US\$1.8 billion for NIH to improve testing capabilities
- US\$1 billion for Biomedical Advanced Research and Development Authority (BARDA)
- US\$1 billion for CDC
- US\$1 billion for testing the uninsured
- US\$825 million for Community Health Centers and rural health clinics
- US\$22 million for FDA diagnostic, serological, and other tests
- Requires a strategic plan related to providing assistance to states for testing and increasing capacity



**Enacted into Law** 

## **Additional Resources**

# Federal Reserve Lending Facilities

See our reference chart for Federal Reserve financial assistance programs available through the CARES Act, including information on the (1) Main Street Lending Program, (2) Primary and Secondary Market Corporate Credit Facilities. (3) Paycheck Protection Program Lending Facility, (4) Term Asset-Backed Securities Loan Facility, (5) Municipal Liquidity Facility and (6) Foreign and International Monetary Authorities Facility.

# Healthcare

Financial Lifelines, Waivers and Other Support for Hospitals and Healthcare Systems Responding to the Coronavirus Pandemic, Triage Health Law, Squire Patton Boggs, April 2020

The CARES Act Throws a Lifeline to Hospitals and Providers Confronting the COVID-19 Pandemic, Triage Health Law, Squire Patton Boggs, March 2020

# **Small Business**

New PPP Legislation Improves Borrower Flexibility – Senate Committee Insists on Disclosure of PPP Recipients and Related Data, Capital Thinking, Squire Patton Boggs, June 2020

COVID-19: SBA and Treasury Issue PPP Loan Forgiveness Application – Many Technical Questions are Resolved but

Additional Guidance is Needed, Squire Patton Boggs, May 2020

COVID-19: The Small Business Administration Publishes Helpful Guidance Regarding Its New "Economic Necessity" Certification Requirement for Paycheck Protection Program (PPP) Loans, Squire Patton Boggs, May 2020

CARES Act Economic Assistance to Business Enterprises, States and Municipalities, Squire Patton Boggs, March 2020

# State and Local Governments

CARES Act Economic Assistance to Business Enterprises, States and Municipalities, Squire Patton Boggs, March 2020

# Education

US Education Policy Update: Governor's Emergency Education Relief Fund – Charter School Grants – and More, Squire Patton Boggs, April 2020

Coronavirus Aid, Relief, and Economic Security Act: What Is in It for US Education, Squire Patton Boggs, March 2020

# April 24, 2020

The contents of this update are not intended to serve as legal advice related to individual situations or as legal opinions concerning such situations, nor should they be considered a substitute for taking legal advice.