
COVID-19 UPDATE FOR INDIAN COUNTRY APRIL 10, 2020



This privately developed report has been designed to provide broad updates on federal actions which are continuing to develop in real time, This report may not be exhaustive and reflects a continued attempt to review available documents / notices as of the date on this page. Further this report is not designed or intended to provide legal or accounting advice, you should consult your professionals for that advice.

This report is an ongoing update, so each slide is date stamped and any new additions from the prior version will be in orange text and bold.

TIMELINE OF MAJOR COVID-19 FEDERAL ACTIONS TO DATE

First funding bill Coronavirus Preparedness and Response Supplemental Appropriations Act 2020 – H.R. 6074 becomes law
(Indian Country eligible for \$80M+)

SLIDES 3-5

March 6, 2020

March 13, 2020

March 18, 2020

March 27, 2020

4th Funding Bill negotiations underway

Consensus is there will be subsequent bills

Second funding bill Families First Coronavirus Response Act - H.R. 6201 becomes law
(Indian Country eligible for \$224M+)

SLIDES 8 - 9

President Trump declared a National Emergency (COVID-19)
(Opens up significant FEMA Money which tribes may become eligible for)

SLIDES 6 - 7

Third Funding bill Coronavirus Aid, Relief, and Economic Security Act CARES Act – H.R. 748 becomes law
(Indian Country Eligible for 10B+)

SLIDES 10 - 18

H.R. 6074 – CORONAVIRUS PREPAREDNESS AND RESPONSE SUPPLEMENTAL APPROPRIATIONS ACT 2020

- H.R. 6074 was signed into law on March 6, 2020 authorizing \$8.3B in spending.
- Department of Health and Human Services (CDC) received \$2.2B.
 - Not less than \$950M shall be for grants to or cooperative agreements with States, localities, territories, tribes, tribal organizations, urban Indian health organizations or health service providers to tribes, to carry out surveillance, epidemiology, laboratory capacity, infection control, mitigation, communications, and other preparedness and response activities.
 - 475M of the 950M shall be allocated within 30 days of enactment.
 - The CDC funding includes \$40M baseline set-aside for Tribes, tribal organizations, urban Indian health organizations or health service providers to tribes
 - The \$40M was the floor and the CDC released notice on March 20, 2020 that \$80M would be available.

ACCESSING THE FUNDING IN H.R.6074

- According to the HHS press release dated 3.20.20, HHS announced action by the CDC to provide \$80M in funding to tribes, tribal organizations, and Urban Indian Organizations. The Trump Administration decided against transferring CDC money to IHS as requested by various members of congress, tribes, and tribal organizations and the money will rather be distributed by the CDC.
- How will the \$80M be allocated?
- \$30M via: The CDC through the “Tribal Public Health Capacity Building and Quality Improvement Cooperative Agreements (TPHCBQICA)”
 - Navajo, Choctaw and Chickasaw are the only tribes directly include in the \$30M, other recipients will include:
 - Alaska Native Tribal Health Consortium (Alaska), Albuquerque Area Indian Health Board, Inc. (New Mexico), Bristol Bay Area Health Corporation (Alaska), California Rural Indian Health Board, Great Lakes Inter-Tribal Council, Inc. (Wisconsin), Northwest Portland Area Indian Health Board (Oregon, Washington), Rocky Mountain Tribal Leaders Council (Montana, Wyoming), Southern Plains Tribal Health Board (Oklahoma, Kansas, part of Texas), United South and Eastern Tribes, Inc. (New England, Northeast, Southeast, part of Texas, (NOTE not all tribes and regions may get into this first \$30M.)
- \$8M to National Council of Urban Indian Health, which will make sub-awards to 41 urban Indian health centers
- \$2M to the National Indian Health Board
- \$40M to be distributed through a “new non-competitive grant” to eligible tribes. Notice to go up on grants.gov in the future TBD.

<https://www.hhs.gov/about/news/2020/03/20/hhs-announces-upcoming-action-to-provide-funding-to-tribes-for-covid-19-response.html>

ACCESSING THE FUNDING IN H.R.6074

- On March 24, 2020 the grant notice came out for the first \$30M that will be available through the “Tribal Public Health Capacity Building and Quality Improvement Cooperative Agreements (TPHCBQICA)”

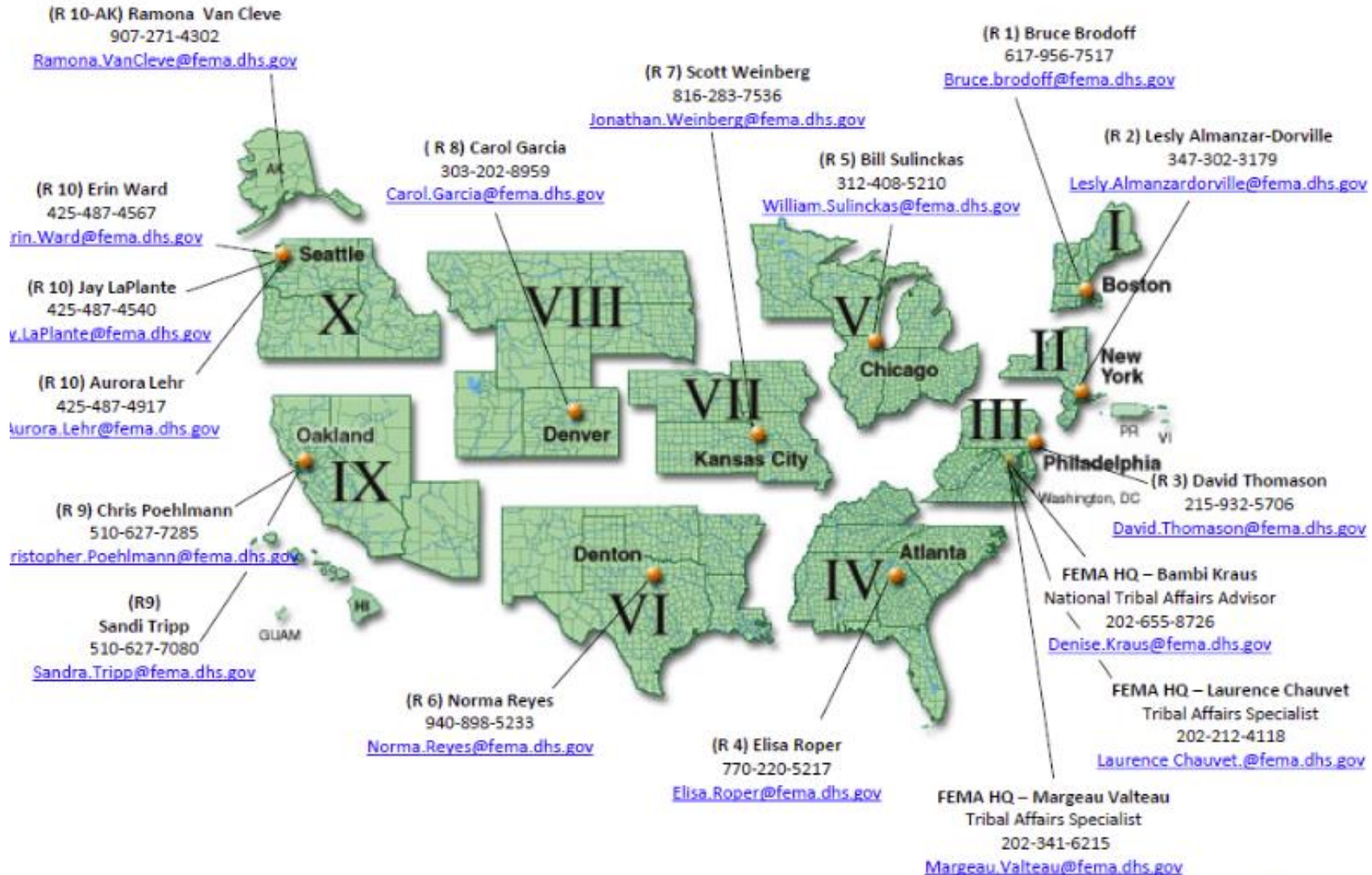
CDC-RFA-OT18-18030202SUPP20	COVID-19 Response Supplement: Tribal Public Health Capacity-Building and Quality Improvement Umbrella Cooperative Agreement.	HHS-CDC-OSTLTS	Posted	03/24/2020	04/01/2020
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- On April 1, 2020 the grant notice came out for the remaining 40M from the first bill. Applications are due on May 31, 2020 however the CDC is accepting applications on a rolling basis. Total expected awards are 574 with an award floor of \$25,000 and award ceiling of \$1.5M. It has been reported that, at a minimum, the award floor may be awarded to applicants as they apply.
 - How to find the grant notice.
 - Step 1. Visit [grants.gov](#)
 - Step 2. Click the “SEARCH GRANTS” tab
 - Step 3. On the left-hand side in the “Agency” field box click the “All Department of Health and Human Services (HHS)” box
 - Step 4. Also click the Centers for Disease Control sub boxes under the HHS
 - Step 5. Locate this and click on the hyperlink (CDC-RFA-OT20-2004)
 - Alternatively you can search the opportunity number CDC-RFA-OT20-2004 after step 2.

NATIONAL EMERGENCY DECLARATION

- On March 13, 2020 President Trump declared a national emergency pursuant to Sec, 501(b) of the Stafford Act related to COVID-19. Under the President's national declaration, tribes are not required to request individual emergency declarations.
- Under the declaration, FEMA, in coordination with HHS, can assist state, local, tribal, territorial governments and other eligible entities with the health and safety actions they take on behalf of the American public. Tribes can choose to seek Stafford Act assistance A) as a recipient by signing a FEMA-Tribe Agreement or B) as a sub recipient under a state.
- See Coronavirus (COVID-19): FEMA Assistance for Tribal Governments 3.26.20 Fact sheet for updated information. <https://www.fema.gov/news-release/2020/03/26/coronavirus-covid-19-fema-assistance-tribal-governments>
- Under the Stafford Act, eligible emergency protective measures taken to respond to the COVID-19 emergency at the direction or guidance of public health officials may be reimbursed under Category B of FEMA's Public Assistance program.
- FEMA assistance will be provided at a 75% FEMA /25% Tribal cost share (although the tribal cost share may be waived under certain circumstances)
- Regional Tribal Liaisons can provide additional information, guidance and technical assistance throughout the process. (see next page)
- Non-Exhaustive Eligible Assistance (Can not be duplicative of assistance provided by CDC or HHS or another federal agency)
 - Management, control and reduction of immediate threats to public health, Emergency medical care, Medical sheltering, Purchase and distribution of food, water, ice, medicine and other consumable supplies (inc. personal protective equipment), Security & law enforcement, Communications of general health and safety information to the public, Search and Rescue, Reimbursement of force account overtime costs

FEMA REGIONAL TRIBAL LIAISONS



H.R. 6201 - FAMILIES FIRST CORONAVIRUS RESPONSE ACT

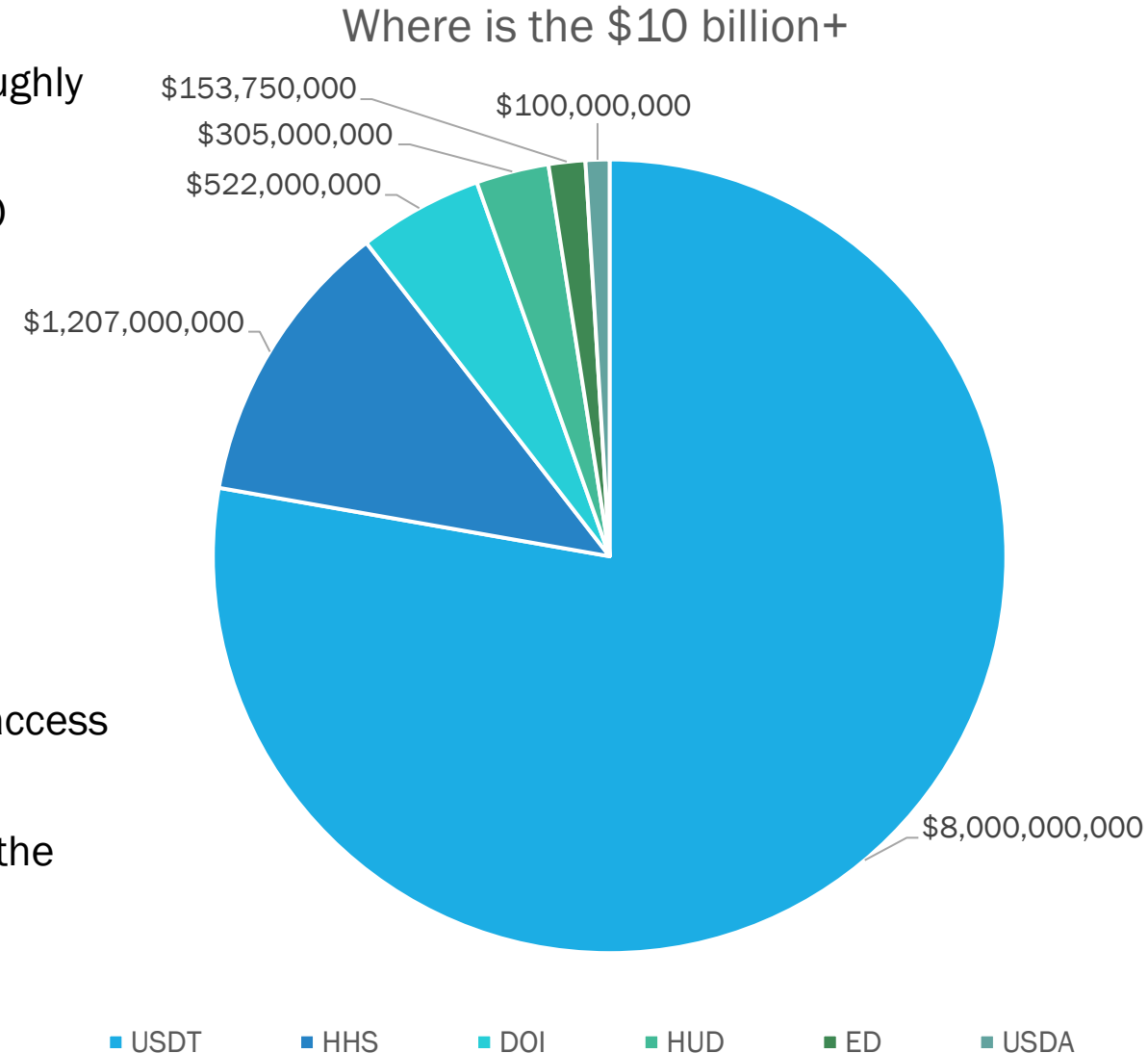
- H.R. 6201 was signed into law on March 18, 2020
- Specific Tribal / Native American Funding Set Asides
 - \$64M appropriated into the Indian Health Services, to be allocated in amounts at the discretion of the Director of IHS.
 - \$10M set aside for nutritional services for Native Americans as authorized by the Older Americans Act (OAA).
 - The Secretary of HHS shall cover COVID-19 testing without the imposition of any cost sharing requirements for American Indian and Alaskan Natives regardless of where services have been authorized.
- IHS secured an additional \$70M from HHS Public Health Emergency Fund
- TOTAL FOR IHS in H.R. 6201 is \$134M (64M + \$70M)

ACCESSING THE FUNDING IN H.R. 6201

- According to a March 27, 2020 Tribal Leader and Urban Indian Organization Leader letter from Michael Weahkee (Principal Deputy Director IHS) the \$134M from H.R. 6201 will be allocated as follows;
 - Of the \$64M set aside in the bill
 - \$61M will be allocated to IHS Federal health programs and Tribal health programs using the existing distribution methodology for program increases in Hospital and Health Clinics funding. Tribal health programs will receive these one-time funds through unilateral modification to their existing ISDEAA agreements. These funds must only be used for the purposes for which they were allocated.
 - \$3M to Urban Indian Organization (UIO). IHS will work with UIOs to provide these funds through existing IHClA contracts by providing a base amount for each UIO and an amount based on each UIOs urban Indian users.
 - Additional \$70M from HHS Public Health Emergency Fund
 - \$30M will be distributed to IHS federal health programs in support of COVID-19 response.
 - \$40M will be used by the IHS to purchase personal protective equipment (PPE) and medical supplies through the IHS National Surplus Supply Center. The PPE and medical supplies will be available to IHS, Tribal, and Urban health programs free of charge.
 - According to the notice the transfer of funds were to begin immediately as of 3.27.20
 - For the full letter see: https://www.ihs.gov/sites/newsroom/themes/responsive2017/display_objects/documents/2020_Letters/DTLL_DUIOLL_03272020.pdf
- Its been reported that the \$10M set aside for nutritional services for Native Americans as authorized by the Older Americans Act (OAA) has already begun to be distributed though supplements to existing funding mechanisms.
 - <https://www.hhs.gov/about/news/2020/03/24/hhs-announces-grants-to-provide-meals-for-older-adults.html>

CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (CARES ACT)

- The CARES ACT was signed into law on March 27, 2020 & is a roughly \$2 trillion dollar spending bill
- Under the CARES ACT (P.L. 116-136) Indian Country has over \$10 billion in direct set asides
 - Department of Treasury (USDT) (\$8B) [Slide 11](#)
 - Department of Health & Human Service (HHS) (\$1.207B) [Slides 12 - 13](#)
 - Department of the Interior (DOI) (\$522M) [Slide 14](#)
 - Department of Housing & Urban Development (HUD) (\$305M) [Slide 15](#)
 - Department of Education (ED) (\$153.75M) [Slide 16](#)
 - Department of Agriculture (USDA) (\$100M) [Slide 16](#)
- Indian Country / Individual Native Americans are also eligible to access billions outside of the set asides for Indian Country [Slides 17 - 18](#)
- Note: These lists may not be exhaustive and reflect the review of the bill to date.



CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (CARES ACT)

INDIAN COUNTRY SET ASIDE FUNDING AT **DEPARTMENT OF TREASURY (USDT)**

- Coronavirus Relief Fund at USDT
 - Tribal Government Set Aside \$8,000,000,000
 - For making payments to States, Tribal governments, and units of local government \$150B for FY2020.
 - \$8B is reserved for making payments to Tribal governments out of the \$150B.
 - Not later than 30 days after the date of enactment of this section, the Secretary of USDT shall pay each Tribal government the amount determined for that Tribal government.
 - Payment amount shall be determined by Secretary of Treasury in consultation with the Secretary of the Interior and Indian Tribes, that is based on increased expenditures of such Tribal government (or a tribally owned entity of such Tribal government) relative to aggregate expenditures in FY2019 by the Tribal government (or tribally-owned entity) and determined in such manner as the Secretary determines appropriate to ensure the \$8B for FY 2020 is distributed to Tribal governments.
- Use of Coronavirus Relief Funds are limited to costs of the Tribal government (or tribally owned entity of such Tribal government) that:
 - Are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19) and
 - Were not accounted for in the Tribal government's budget most recently approved as of the date of enactment of this section and
 - Were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020
- The Inspector General of the USDT will conduct monitoring and oversight of receipt, disbursement and use of funds.
- If the Inspector General of the USDT determines that funds were used for expenditures or purposes outside of the limited uses, the amount will be become debt to the federal government
- USDT and DOI consulted with Indian Country on 4.2.20 and 4.9.20. No indication on how the allocation decision will be made including how the limitation will be interpreted.
- Written comments will be accepted no later than Monday April 13, 2020 @ consultation@bia.gov and tribal.consult@treasury.gov
- Target for distribution of funds is April 24, 2020 to meet the statute's language of when funds must be paid to tribes.
 - There are many open questions that Indian country and other eligible State and local governments have with respect to clarification on the limitation on use of funds. See Colloquy in the House on the bill for more information <https://www.usetinc.org/wp-content/uploads/2020/03/Colloquy-Regarding-Intent-of-Tribal-Portion-of-Coronavirus-Relief-Fund.pdf>

CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (CARES ACT)

INDIAN COUNTRY SET ASIDE FUNDING AT **HEALTH & HUMAN SERVICES DEPARTMENT (HHS)**

- The following agencies within HHS received set asides
 - Indian Health Services (IHS) \$1,032,000,000
 - Monies to remain available until 9.30.2021 to prevent, prepare for, and respond to coronavirus
 - Not less than \$450M shall be distributed through IHS directly operated programs to tribes and tribal organizations under ISDEAA & through contracts / grants with UIOs.
 - Up to \$65M is for electronic health records stabilization and support, including for planning and tribal consultation
 - Remaining amount shall be allocated at IHS Director's discretion (\$125M may be transferred to and merged with IHS, Indian Health Facilities appropriation at the Directors discretion for purposes in the CARES Act)
 - IHS held a consultation on April 1, 2020.
 - On April 3, 2020 IHS provided notification that they will immediately allocate \$600M of the \$1.032B as follows.
 - \$570M of the \$600M to IHS directly operated programs and tribal health programs using existing distribution methodologies for program increases in Hospitals and Health Clinics, Purchased/Referred Care (PRC), Alcohol and Substance Abuse, and Mental Health funding. Purchased/Referred Care funding is allocated using the PRC distribution formula for new PRC funds.
 - Tribal Health Programs will receive these one-time, non-recurring funds through unilateral modifications to their existing ISDEAA agreements. These funds must be used for the purposes for which they were appropriated. If a THP cannot do so, they should notify the IHS immediately. Eligible contract support costs may be added to this funding, and the IHS and each THP will negotiate these amounts after these payments are made.
 - To support IHS Federal health programs, the IHS will distribute funding to IHS-operated Service Units
 - \$30M of the \$600M to urban Indian health programs through existing IHCIA contracts. Each urban Indian health program will receive a base amount plus an additional amount based on each Urban Indian Organization's Urban Indian users.
 - \$65M will be used for electronic health records stabilization and support
 - **Allocation of the remaining \$367 million are anticipated in a couple weeks (including any potential allocation up to \$125M for facilities).**
 - <https://www.ihs.gov/newsroom/pressreleases/2020-press-releases/ihs-receives-more-than-1-billion-for-coronavirus-response/>
 - https://www.ihs.gov/sites/newsroom/themes/responsive2017/display_objects/documents/2020_Letters/DTLL_DUIOLL_04032020.pdf

CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (CAES ACT)

INDIAN COUNTRY SET ASIDE FUNDING AT HEALTH & HUMAN SERVICES DEPARTMENT (HHS)

- The following agencies within HHS received set asides
 - Administration for Community Living (ACL) \$20,000,000
 - The Aging and Disability Services Programs received \$955M to remain available until 9.30.21 to prevent, prepare for, and respond to coronavirus
 - \$20M of the \$955M shall be for nutritional services under title VI of the Older Americans Act, programs for the provision of nutrition & support service for Native Americans
 - This money is similar to the ACL money in the second bill.
 - Center for Disease Control (CDC) \$125,000,000 minimum
 - Monies to remain available until 9.30.2024 to prevent, prepare for and respond to coronavirus
 - CDC is getting \$4.3B and not less than 1.5B shall be for grants to or cooperative agreements with States, localities, territories, tribes, tribal organizations, urban Indian health orgs....
 - Not less than \$125M of the 1.5B shall be allocated to tribes, tribal organizations, urban Indian health orgs
 - Unsure of when this money will go out and the mechanisms that will be used.
 - Health Resources & Service Administration (HRSA) \$15,000,000 minimum
 - \$27.01B + additional \$275M “Public Health & Social Services Emergency Fund”
 - \$180M of the Fund to be transferred to HRSA-Rural Health to remain until 9.30,2022 to carry out telehealth and rural health activities ...
 - Not less than \$15M of the \$180M shall be allocated to tribes, tribal organizations, urban Indian health organizations, or health or behavioral health service providers to tribes
 - Substance Abuse & Mental Health Service Administration (SAMHSA) \$15,000,000 minimum
 - Monies to remain available until 9.30.2021 to prevent, prepare for and respond to coronavirus
 - SAMHSA is getting \$425M
 - Not less than \$15M of the \$425 shall be allocated to tribes, tribal organizations, urban Indian health organizations, or health or behavioral health service providers to tribes
 - SAMHSA accepted applications from states, territories and tribes for fiscal year (FY) 2020 Emergency Grants to Address Mental and Substance Use Disorders During COVID-19. Not sure if this is part of the 15M or a separate pot of money. Posted Date: April 1, 2020. Applications were Due: April 10, 2020.
<https://www.samhsa.gov/grants/grant-announcements/fg-20-006>

CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (CARES ACT)

INDIAN COUNTRY SET ASIDE FUNDING AT **DEPARTMENT OF THE INTERIOR (DOI)**

- The following agencies within DOI received set asides
 - Bureau of Indian Affairs (BIA) \$453,000,000
 - Monies to remain available until 9.30.2021 to prevent, prepare for, and respond to coronavirus, including but not limited to: funds for public safety and justice programs, executive direction to carry out deep cleaning of facilities, purchase of personal protective equipment, purchase of information technology to improve teleworking capability, welfare assistance and social services programs (including assistance to individuals), and assistance to tribal governments, including tribal governments who participate in the “Small and Needy” program:
 - Not less than \$400M shall be made available to meet the direct needs of the tribes
 - Amounts received from funds under this allocation for welfare assistance programs shall not be included in the statutory maximum for welfare assistance funds under PL 116-94
 - Funds received under this allocation shall not be included in the calculation of funds received by the “Small & Needy” program
 - Funds may be made available for distribution through tribal priority allocations for tribal response and capacity building activities
 - Funds may be transferred to tribes and tribal orgs under ISDEAA
 - **A dear tribal leader letter will be going out from Assistant Secretary of Indian Affairs on Monday April 13. Included will be notice of an upcoming tribal leader call. Allocation and funding mechanisms for the \$453M will be discussed.**
 - Bureau of Indian Education (BIE) \$69,000,000
 - Monies to remain available until 9.30.2021 to prevent, prepare for and respond to coronavirus, including but not limited to, funding for tribal colleges and universities, salaries, transportation, and information technology:
 - Not less than \$20M of the 69M shall be for tribal colleges and universities
 - Likely to be additional guidance coming from the Assistant Secretary of Indian Affairs, Bureau of Indian Affairs, Bureau of Indian Education or all of the above in the near future.

CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (CARES ACT)

INDIAN COUNTRY SET ASIDE FUNDING AT DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

- The following set aside funds will be available through HUD
 - Native American Programs \$300,000,000
 - Monies to remain available until 9.30.2024 to prevent, prepare for, and respond to coronavirus
 - For activities and assistance authorized under title I of the Native American Housing Assistance and Self-Determination Act of 1996 (NAHASDA) (25 U.S.C. 4111 et seq.), and under title I of the Housing and Community Development Act of 1974 with respect to Indian tribes (42 U.S.C. 5306(a)(1)).
 - Indian Housing Block Grants (IHBG) program
 - Not less than \$200M shall be available for the Native American Housing Block Grants program as authorized under title I of NAHASDA.
 - These amounts made available shall be distributed according to the same funding formula used in FY2020.
 - See notice of April 3, 2020 here including list of awardees. https://www.hud.gov/press/press_releases_media_advisories/HUD_No_20_050
 - Indian Community Development Block Grant (ICDBG) program
 - Up to \$100M shall be available for grants to Indian tribes under the Indian Community Development Block Grant program to prevent, prepare for, and respond to coronavirus, for emergencies that constitute imminent threats to health and safety
 - Update from HUD on March 30, 2020 “HUD intends to publish an Implementation Notice in the very near future that provides Tribes and TDHEs with guidance on how to apply for this funding, and will issue waivers and alternative requirements of statutory and regulatory provisions to facilitate the use of these funds to help address COVID-19.”
<https://www.hud.gov/sites/dfiles/PIH/documents/COVIDONAP2ndFAQs03302020.pdf>
 - Follow this for updates on the ICDBG funds https://www.hud.gov/program_offices/public_indian_housing/ih/Covid_Recovery
 - Office of Public and Indian Housing \$5,000,000
 - Monies to remain available until 9.30.2024 to prevent, prepare for, and respond to coronavirus

CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (CARES ACT)

INDIAN COUNTRY SET ASIDE FUNDING AT **DEPT. OF EDUCATION (ED) & **DEPT. OF AGRICULTURE (USDA)****

- The following set aside funds will be administered by ED
 - Education Stabilization Fund for BIE programs: \$153,750,000
 - The Education Stabilization Fund received 30.75B to remain available until 9.30.21 to prevent, prepare for, and respond to coronavirus
 - One half of one percent of the 30.75B fund equaling \$153.75 million shall be allocated to programs operated or funded by the Bureau of Indian Education (BIE)
 - The Secretary of Education and the Secretary of Interior are to work together on this allocation
- The following set aside funds will be available through USDA
 - Food and Nutrition Service (FNS) \$100,000,000
 - The Supplemental Nutrition Assistance Program (SNAP) received 15.81B to remain available until 9.30.2021 to prevent, prepare for, and respond to coronavirus,
 - \$100M of the 15.81B shall be for the Food Distribution Program on Indian Reservations (FDPIR) program as authorized by Section 4(b) of the Food and Nutrition Act of 2008 (7 U.S.C. 2013) and Section 4(a) of the Agriculture and Consumer Protection Act of 1973 (7 U.S.C. 1431)
 - Of the \$100M, 50M shall be for the costs relating to additional food purchases
 - Of the \$100M, 50M shall be for facility improvements and equipment upgrades

CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (CARES ACT) OTHER FUNDING INDIAN COUNTRY IS ELIGIBLE FOR & OTHER TRIBAL PROVISIONS (NOT EXHAUSTIVE LIST)

■ Economic

- **Sec 4001-4003. “Coronavirus Economic Stabilization Act” Subtitle of CARES ACT (\$454B)**
 - Provides \$454 billion+ for loans, loan guarantees and investments in support of the Federal Reserve’s lending facilities to eligible businesses, states (**tribes are treated as states for this purpose**) and municipalities
- **Sec 1102 (D) “Keeping American Workers Paid and Employed Act” (part of CARES ACT)**
 - Makes certain **tribal business concerns** eligible for the Small Business Act Section 7(a) Paycheck Protection Program (PPP) (\$349 billion), which provides 100% federal loan guarantees up to \$10 million to cover costs like employee salaries, paid sick leave/medical leave, mortgages/rents and employee health insurance premiums.
 - On April 3, 2020 The SBA released an interim final rule on the PPP. <https://content.sba.gov/sites/default/files/2020-04/PPP-IFRN%20FINAL.pdf>
 - Of particular interest: In the interim final rule III 2 (c) the rule states that businesses that are not eligible in 13 CFR 120.110 are ineligible for PPP loans. In 13 CFR 120.110(g) businesses deriving more than one third of gross annual revenue from legal gambling activities are ineligible for SBA business loans.
 - There is an active attempt to get the SBA to reconsider the interim rule as it relates to gaming and / or congressional action to overturn this interpretation. https://www.indiangaming.org/legislative/sba-issues-guidelines-for-paycheck-protection-program?fbclid=IwAR1ZYoifq8aVzlxQURJzliF-QDSeLuJEq_L4o-ANkyWsAOqgEqIZ7DpYibI
 - **Treasury Department and Small Business Association are having a Tribal Consultation on Tuesday, April 14th at 1:30 p.m. Eastern, AND, 3:00 p.m. Eastern. Please mark this important consultation on your calendars. Call-in number and passcode: 1-888 957-9845, code 1480655 Conference number: 1204890**

■ Economic

- **Sec 2103. Emergency Unemployment Relief for Governmental Entities and Nonprofit Organizations**
 - During the period of the national emergency, the federal government would pay a 50 percent reimbursement for the cost of unemployment compensation paid by tribes that are reimbursement-option employers (Potential to get the other half funded through the \$8B Coronavirus Relief Fund)
- **Sec 1110. Emergency Economic Injury Disaster Loans (EIDL)**
 - Tribal Small Businesses Concerns are eligible to access the 10B pool in accordance with the requirements.
- **Sec 12005. Assistance to Fishery Participants (DOC)**
 - Fishery participants (including tribes) are eligible to access the \$300M pool which may include direct relief payment.
- **Rural Utility Services “Distance Learning, Telemedicine, and Broadband Program” (USDA)**
 - \$25 million for Distance Learning and Telemedicine Program. Funding goes toward initial capital assets for equipment that operate via telecommunications to rural end-users of telemedicine and distance learning. Tribes are eligible to apply for DLT grants. (USDA)
- **Rural Utility Services “Re-connect program” (USDA)**
 - \$100 million for the Re-connect program (Broadband Loan and Grant Program authorized by Sec. 779 of the Consolidate Appropriations Act, 2018).
- **Nutrition**
 - **8.8B for Child Nutrition Programs (tribes and individual Indian benefit from this large pool)**

CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (CARES ACT) OTHER FUNDING INDIAN COUNTRY IS ELIGIBLE FOR & OTHER TRIBAL PROVISIONS (NOT EXHAUSTIVE LIST)

■ Health

- Sec. 3832. Extension of Special Diabetes Program for Indians (SDPI) Program until November 30, 2020
- Sec. 3824. Temporary Assistance for Needy Families (TANF) Program extended until November 30, 2020.
- Sec. 3401, 3403, 3404. Health Professional Workforce Programs – Applicant Priority (Indian Country included)

■ Education

- \$1.046 billion for Parts A and B of title III, Parts A and B of title V, and subpart (A)(4) of title VII of the Higher Education Act, which serves Minority Serving Institutions, including but is not limited to, Tribal Colleges and Universities, Alaska Native and Native Hawaiian Serving Institutions, and Native American Serving Non-tribal Institutions
- \$50 million pool for Institute of Museums and Library Services. Tribes eligible for grants and matching funds can be waived.

■ Sec. 3511 National Emergency Education Waivers.

- Authorizes the Department of Education to waive provisions of the Elementary and Secondary Education Act, except civil rights laws, that are necessary and appropriate due to the COVID-19 declaration of disaster for all BIE schools, including Tribal 638 contract schools and Tribal 297 grant schools.

- \$78,000 was allocated to the Institute of American Indian and Alaska Native Culture and Arts Development (I.A.I.A. College in Santa Fe)

- Child Care and Development Block Grant 3.5 billion available and tribes are eligible.

■ Other

- \$45 million for Family Violence Prevention and Services formula grants as authorized by section 303(a) of the Family Violence and Prevention Services Act. Per formula 10 percent tribal set-aside or 4.5 million.
- \$900 million for Low Income Home Energy Assistance (LIHEAP), which includes Tribal LIHEAP

FUTURE BILLS

- While the CARES Act was being negotiated and eventually passed there was already ongoing discussion about the fourth bill and the need for additional bills in the future.
- National Indian Organizations including the Congress of American Indians, National Indian Health Board, National Center for American Indian Enterprise Development, Native American Finance Officers Association, National Indian Gaming Association, regional intertribal organizations and individual tribes are actively doing outreach to influence future bills. It will be important to continue working with the various advocacy groups and for them all to work together to present a unified voice.

LINKS TO THE 3 BILLS

- Coronavirus Preparedness and Response Supplemental Appropriations Act 2020 – H.R. 6074
 - Link to bill: https://www.congress.gov/bill/116th-congress/house-bill/6074/text?utm_source=Nafoa+Mailing+List&utm_campaign=a0b02b0817-policy-covid-legislative-update&utm_medium=email&utm_term=0_dcdb537bb2-a0b02b0817-58517163
 - Link to summary: https://appropriations.house.gov/sites/democrats.appropriations.house.gov/files/Coronavirus%20Supp%20Summary%203.4.20.pdf?utm_source=Nafoa+Mailing+List&utm_campaign=a0b02b0817-policy-covid-legislative-update&utm_medium=email&utm_term=0_dcdb537bb2-a0b02b0817-58517163
- Families First Coronavirus Response Act - H.R. 6201
 - Link to bill: https://www.congress.gov/bill/116th-congress/house-bill/6201/text?utm_source=Nafoa+Mailing+List&utm_campaign=a0b02b0817-policy-covid-legislative-update&utm_medium=email&utm_term=0_dcdb537bb2-a0b02b0817-58517163
 - Link to summary: https://appropriations.house.gov/sites/democrats.appropriations.house.gov/files/Families%20First%20Summary%20FINAL.pdf?utm_source=Nafoa+Mailing+List&utm_campaign=a0b02b0817-policy-covid-legislative-update&utm_medium=email&utm_term=0_dcdb537bb2-a0b02b0817-58517163
- Coronavirus Aid, Relief, and Economic Security Act CARES Act – H.R. 748
 - Link to bill: <https://www.documentcloud.org/documents/6819239-FINAL-FINAL-CARES-ACT.html>