

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2510 Session of 2020

INTRODUCED BY TURZAI, READSHAW, KORTZ, KAIL, BARRAR, BOBACK, CAUSER, SCHLEGEL CULVER, DeLUCA, EMRICK, FEE, FRITZ, GILLEN, GREGORY, GREINER, HELM, KAUFFMAN, M. K. KELLER, KNOWLES, MARSHALL, MENTZER, MIHALEK, MILLARD, MIZGORSKI, NELSON, O'NEAL, OWLETT, PICKETT, POLINCHOCK, RADER, RAPP, REESE, RYAN, SAYLOR, SCHMITT, STAATS, THOMAS, WARNER, ZIMMERMAN, SIMMONS, STRUZZI, HEFFLEY, TOEPEL, MOUL, JOZWIAK, TOOHIL, FARRY, ROTHMAN AND GLEIM, MAY 12, 2020

SENATOR BROWNE, APPROPRIATIONS, IN SENATE, RE-REPORTED AS AMENDED, MAY 28, 2020

AN ACT

1 ~~Providing for regional response health collaborations to promote~~ <--
2 ~~health in facilities by supporting COVID 19 readiness and~~
3 ~~response and improving the quality of infection prevention;~~
4 ~~and making emergency appropriations for human services.~~
5 AMENDING THE ACT OF APRIL 9, 1929 (P.L.343, NO.176), ENTITLED <--
6 "AN ACT RELATING TO THE FINANCES OF THE STATE GOVERNMENT;
7 PROVIDING FOR CANCER CONTROL, PREVENTION AND RESEARCH, FOR
8 AMBULATORY SURGICAL CENTER DATA COLLECTION, FOR THE JOINT
9 UNDERWRITING ASSOCIATION, FOR ENTERTAINMENT BUSINESS
10 FINANCIAL MANAGEMENT FIRMS, FOR PRIVATE DAM FINANCIAL
11 ASSURANCE AND FOR REINSTATEMENT OF ITEM VETOES; PROVIDING FOR
12 THE SETTLEMENT, ASSESSMENT, COLLECTION, AND LIEN OF TAXES,
13 BONUS, AND ALL OTHER ACCOUNTS DUE THE COMMONWEALTH, THE
14 COLLECTION AND RECOVERY OF FEES AND OTHER MONEY OR PROPERTY
15 DUE OR BELONGING TO THE COMMONWEALTH, OR ANY AGENCY THEREOF,
16 INCLUDING ESCHEATED PROPERTY AND THE PROCEEDS OF ITS SALE,
17 THE CUSTODY AND DISBURSEMENT OR OTHER DISPOSITION OF FUNDS
18 AND SECURITIES BELONGING TO OR IN THE POSSESSION OF THE
19 COMMONWEALTH, AND THE SETTLEMENT OF CLAIMS AGAINST THE
20 COMMONWEALTH, THE RESETTLEMENT OF ACCOUNTS AND APPEALS TO THE
21 COURTS, REFUNDS OF MONEYS ERRONEOUSLY PAID TO THE
22 COMMONWEALTH, AUDITING THE ACCOUNTS OF THE COMMONWEALTH AND
23 ALL AGENCIES THEREOF, OF ALL PUBLIC OFFICERS COLLECTING
24 MONEYS PAYABLE TO THE COMMONWEALTH, OR ANY AGENCY THEREOF,
25 AND ALL RECEIPTS OF APPROPRIATIONS FROM THE COMMONWEALTH,
26 AUTHORIZING THE COMMONWEALTH TO ISSUE TAX ANTICIPATION NOTES

1 TO DEFRAY CURRENT EXPENSES, IMPLEMENTING THE PROVISIONS OF
2 SECTION 7(A) OF ARTICLE VIII OF THE CONSTITUTION OF
3 PENNSYLVANIA AUTHORIZING AND RESTRICTING THE INCURRING OF
4 CERTAIN DEBT AND IMPOSING PENALTIES; AFFECTING EVERY
5 DEPARTMENT, BOARD, COMMISSION, AND OFFICER OF THE STATE
6 GOVERNMENT, EVERY POLITICAL SUBDIVISION OF THE STATE, AND
7 CERTAIN OFFICERS OF SUCH SUBDIVISIONS, EVERY PERSON,
8 ASSOCIATION, AND CORPORATION REQUIRED TO PAY, ASSESS, OR
9 COLLECT TAXES, OR TO MAKE RETURNS OR REPORTS UNDER THE LAWS
10 IMPOSING TAXES FOR STATE PURPOSES, OR TO PAY LICENSE FEES OR
11 OTHER MONEYS TO THE COMMONWEALTH, OR ANY AGENCY THEREOF,
12 EVERY STATE DEPOSITORY AND EVERY DEBTOR OR CREDITOR OF THE
13 COMMONWEALTH," PROVIDING FOR REGIONAL RESPONSE HEALTH
14 COLLABORATION AND FOR EMERGENCY COVID-19 RESPONSE; AND, IN
15 ADDITIONAL SPECIAL FUNDS AND RESTRICTED ACCOUNTS, PROVIDING
16 FOR RETURN OF COVID RESPONSE TRANSFERS.

17 The General Assembly of the Commonwealth of Pennsylvania
18 hereby enacts as follows:

19 ~~Section 1. Short title.~~

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20 ~~This act shall be known and may be cited as the Regional~~
21 ~~Response Health Collaborative Act.~~

22 ~~Section 2. Definitions.~~

23 ~~The following words and phrases when used in this act shall~~
24 ~~have the meanings given to them in this section unless the~~
25 ~~context clearly indicates otherwise:~~

26 ~~"Assisted living residence." As defined in section 1001 of~~
27 ~~the act of June 13, 1967 (P.L.31, No.21), known as the Human~~
28 ~~Services Code.~~

29 ~~"COVID 19." The novel coronavirus as identified in the~~
30 ~~Governor's Proclamation of Disaster Emergency issued on March 6,~~
31 ~~2020, published at 50 Pa.B. 1644 (March 21, 2020).~~

32 ~~"Department." The Department of Human Services of the~~
33 ~~Commonwealth.~~

34 ~~"Emergency medical services agency." As defined in 35~~
35 ~~Pa.C.S. § 8103 (relating to definitions).~~

36 ~~"Facility." Any of the following:~~

37 ~~(1) An assisted living residence.~~

38 ~~(2) A long term care nursing facility.~~

1 ~~(3) A personal care home.~~

2 ~~"Federal funds." Funds received from the Federal Government~~
3 ~~to fight COVID 19 under the Federal Coronavirus Aid, Relief, and~~
4 ~~Economic Security Act (Public Law 116 136, 134 Stat. 281).~~

5 ~~"Health collaborative." A collaboration of a local health~~
6 ~~care system that provides educational support and clinical~~
7 ~~coaching in a specific region of this Commonwealth.~~

8 ~~"Long term care nursing facility." As defined in section~~
9 ~~802.1 of the act of July 19, 1979 (P.L.130, No.48), known as the~~
10 ~~Health Care Facilities Act.~~

11 ~~"Personal care home." As defined in section 1001 of the~~
12 ~~Human Services Code.~~

13 ~~"Region." The following areas of this Commonwealth:~~

14 ~~(1) Northeast.~~

15 ~~(2) Southeast.~~

16 ~~(3) North central.~~

17 ~~(4) South central.~~

18 ~~(5) Northwest.~~

19 ~~(6) Southwest.~~

20 ~~Section 3. Regional response health collaborative.~~

21 ~~(a) Division. The department shall divide this Commonwealth~~
22 ~~into regions and shall delineate all of the facilities within~~
23 ~~the parameters of a region.~~

24 ~~(b) Proposals. The department shall solicit proposals from~~
25 ~~health collaboratives to provide operations, management and~~
26 ~~administration of the purposes provided under subsection (c) in~~
27 ~~each region to protect residents in facilities from COVID 19.~~

28 ~~(c) Contract. The department, in consultation with the~~
29 ~~Secretary of Health, shall contract with at least one health~~
30 ~~collaborative in each region for the purposes provided under~~

1 ~~subsection (e).~~

2 ~~(d) Appropriation. The amount of \$500,000,000 of the~~
3 ~~Federal funds is appropriated to the department for the purposes~~
4 ~~of this act. The department shall distribute the funds to each~~
5 ~~health collaborative contracted under subsection (c).~~

6 ~~(e) Purpose. Each health collaborative shall:~~

7 ~~(1) Promote health and stabilize the economy of the~~
8 ~~region by directly supporting COVID-19 readiness and response~~
9 ~~in facilities.~~

10 ~~(2) Improve the quality of care related to infection~~
11 ~~prevention and other priority health care conditions common~~
12 ~~to facilities.~~

13 ~~(3) Expand COVID-19 testing to include asymptomatic~~
14 ~~staff and residents in facilities to expand public health~~
15 ~~surveillance.~~

16 ~~Section 4. Duties.~~

17 ~~(a) Review. Each health collaborative shall perform daily~~
18 ~~strategic review of facilities in their region.~~

19 ~~(b) Plan. Through collaborative review of the clinical~~
20 ~~situation within facilities identified as having unmet needs, a~~
21 ~~health collaborative shall formulate an action plan tailored to~~
22 ~~the facility, identifying specific resources or tactical actions~~
23 ~~to implement to assist facilities.~~

24 ~~(c) Components. A health collaborative shall provide for~~
25 ~~the following as provided under section 5:~~

26 ~~(1) Enhanced testing capability.~~

27 ~~(2) Infection control consultation and implementation,~~
28 ~~including contact tracing.~~

29 ~~(3) Advanced clinical care, including remote monitoring~~
30 ~~and physician consultation.~~

1 ~~(d) Funds. A health collaborative shall:~~

2 ~~(1) budget for and distribute funds provided by the~~
3 ~~department; and~~

4 ~~(2) track and record the expense associated with each~~
5 ~~type of testing and with implementing infection control~~
6 ~~consultation across the region.~~

7 ~~Section 5. Components.~~

8 ~~(a) Enhanced testing.~~

9 ~~(1) If a facility experiences a positive test of COVID-~~
10 ~~19, testing of facility residents and health care workers~~
11 ~~shall be conducted. Onsite testing shall be made available~~
12 ~~through mobile testing teams developed by the health~~
13 ~~collaborative. The health collaborative shall coordinate the~~
14 ~~testing response with participation from local emergency~~
15 ~~medical services agencies and regional testing laboratories~~
16 ~~to prioritize receipt of test results.~~

17 ~~(2) A health collaborative shall deploy systematic~~
18 ~~surveillance testing on a weekly basis using a random~~
19 ~~sampling of not more than five asymptomatic residents in a~~
20 ~~facility. Results of the testing shall be shared with all~~
21 ~~stakeholders and the Commonwealth.~~

22 ~~(b) Infection control and consultation. A health~~
23 ~~collaborative shall deploy clinical staff to perform onsite~~
24 ~~observation and consultation as part of the mobile testing team.~~
25 ~~The clinical staff shall:~~

26 ~~(1) implement infection control practices, such as~~
27 ~~cohorting, personal protective equipment use, case detection~~
28 ~~and staffing practices; and~~

29 ~~(2) facilitate completion of exposure tracing studies.~~

30 ~~(c) Advanced clinical management assistance. Clinical staff~~

1 ~~shall provide onsite and telemedicine supported clinical care~~
2 ~~for a facility.~~

3 ~~Section 6. Emergency appropriations for human services.~~

4 ~~(a) Construction with General Appropriation Act of 2019.~~

5 ~~All appropriations contained in this section shall be in~~
6 ~~addition to any appropriation under the act of June 28, 2019~~
7 ~~(P.L. , No.1A), known as the General Appropriation Act of~~
8 ~~2019.~~

9 ~~(b) Appropriations to Department of Human Services.~~

10 ~~Notwithstanding any other provision of law, the following~~
11 ~~amounts are appropriated to the Department of Human Services for~~
12 ~~the 2019-2020 fiscal year:~~

13 ~~The following Federal~~
14 ~~amounts are appropriated to~~
15 ~~supplement the sum appropriated~~
16 ~~for "Medical Assistance — Long~~
17 ~~Term Care":~~

18 ~~(1) "COVID — Medical~~
19 ~~Assistance — Long Term Care."~~

20 ~~Federal appropriation.....~~ 449,000,000

21 ~~The following Federal~~
22 ~~amounts are appropriated to~~
23 ~~supplement the sum appropriated~~
24 ~~for "Medical Assistance — Long~~
25 ~~Term Care — Managed Care":~~

26 ~~(1) "COVID — Medical~~
27 ~~Assistance — Long Term Care —~~
28 ~~Managed Care."~~

29 ~~Federal appropriation.....~~ 8,000,000

30 ~~The following Federal~~

1 ~~amounts are appropriated to~~
2 ~~supplement the sum appropriated~~
3 ~~for "Community HealthChoices":~~

4 ~~(1) "COVID Community~~
5 ~~HealthChoices."~~

6 ~~Federal appropriation.....~~ 50,000,000

7 ~~The following Federal~~

8 ~~amounts are appropriated to~~
9 ~~supplement the sum appropriated~~
10 ~~for intellectual disabilities~~
11 ~~community waiver program:~~

12 ~~(1) "COVID Community ID~~
13 ~~Waiver Program."~~

14 ~~Federal appropriation.....~~ 259,280,000

15 ~~The following Federal~~

16 ~~amounts are appropriated to~~
17 ~~supplement the sum appropriated~~
18 ~~for the sum appropriated for~~
19 ~~services to persons with autism~~
20 ~~spectrum disorders:~~

21 ~~(1) "COVID Autism~~
22 ~~Intervention Services."~~

23 ~~Federal appropriation.....~~ 720,000

24 ~~Section 7. Effective date.~~

25 ~~This act shall take effect immediately.~~

26 SECTION 1. THE ACT OF APRIL 9, 1929 (P.L.343, NO.176), KNOWN <--
27 AS THE FISCAL CODE, IS AMENDED BY ADDING ARTICLES TO READ:

28 ARTICLE I-B

29 REGIONAL RESPONSE HEALTH COLLABORATION

30 SECTION 101-B. DEFINITIONS.

1 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
2 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
3 CONTEXT CLEARLY INDICATES OTHERWISE:

4 "ASSISTED LIVING RESIDENCE." AS DEFINED IN SECTION 1001 OF
5 THE ACT OF JUNE 13, 1967 (P.L.31, NO.21), KNOWN AS THE HUMAN
6 SERVICES CODE.

7 "COVID-19." THE NOVEL CORONAVIRUS AS IDENTIFIED IN THE
8 GOVERNOR'S PROCLAMATION OF DISASTER EMERGENCY ISSUED ON MARCH 6,
9 2020, PUBLISHED AT 50 PA.B. 1644 (MARCH 21, 2020).

10 "DEPARTMENT." THE DEPARTMENT OF HUMAN SERVICES OF THE
11 COMMONWEALTH.

12 "FACILITY." ANY OF THE FOLLOWING:

13 (1) AN ASSISTED LIVING RESIDENCE.

14 (2) A LONG-TERM CARE NURSING FACILITY.

15 (3) A PERSONAL CARE HOME.

16 "HEALTH COLLABORATIVE." A COLLABORATION OF A LOCAL HEALTH
17 CARE SYSTEM THAT PROVIDES EDUCATIONAL SUPPORT AND CLINICAL
18 COACHING IN A SPECIFIC REGION OF THIS COMMONWEALTH. THE TERM
19 INCLUDES AN ACADEMIC MEDICAL CENTER LOCATED IN THIS
20 COMMONWEALTH.

21 "LONG-TERM CARE NURSING FACILITY." AS DEFINED IN SECTION
22 802.1 OF THE ACT OF JULY 19, 1979 (P.L.130, NO.48), KNOWN AS THE
23 HEALTH CARE FACILITIES ACT.

24 "PERSONAL CARE HOME." AS DEFINED IN SECTION 1001 OF THE
25 HUMAN SERVICES CODE.

26 SECTION 102-B. ESTABLISHMENT.

27 THE REGIONAL RESPONSE HEALTH COLLABORATIVE PROGRAM IS
28 ESTABLISHED WITHIN THE DEPARTMENT.

29 SECTION 103-B. DUTIES OF THE DEPARTMENT.

30 THE DEPARTMENT SHALL DO THE FOLLOWING TO IMPLEMENT THE

1 REGIONAL RESPONSE HEALTH COLLABORATIVE PROGRAM:

2 (1) DIVIDE THE COMMONWEALTH INTO SIX GEOGRAPHIC REGIONS,
3 AS FOLLOWS:

4 (I) NORTHEAST.

5 (II) SOUTHEAST.

6 (III) NORTH CENTRAL.

7 (IV) SOUTH CENTRAL.

8 (V) NORTHWEST.

9 (VI) SOUTHWEST.

10 (2) SOLICIT PROPOSALS FROM AND ENTER INTO A GRANT
11 AGREEMENT WITH AT LEAST ONE ELIGIBLE HEALTH COLLABORATIVE
12 APPLICANT FROM EACH REGION UNDER PARAGRAPH (1) TO PROVIDE
13 OPERATIONS, MANAGEMENT AND ADMINISTRATION TO PROTECT
14 RESIDENTS IN FACILITIES FROM COVID-19.

15 (3) ESTABLISH GUIDELINES FOR EACH HEALTH COLLABORATIVE
16 TO:

17 (I) PROMOTE HEALTH AND STABILIZE THE ECONOMY OF THE
18 REGION BY DIRECTLY SUPPORTING COVID-19 READINESS AND
19 RESPONSE IN FACILITIES.

20 (II) IMPROVE THE QUALITY OF CARE RELATED TO
21 INFECTION PREVENTION AND OTHER PRIORITY HEALTH CARE
22 CONDITIONS COMMON TO FACILITIES.

23 (III) EXPAND COVID-19 TESTING TO INCLUDE
24 ASYMPTOMATIC STAFF AND RESIDENTS IN FACILITIES TO EXPAND
25 PUBLIC HEALTH SURVEILLANCE.

26 (IV) IMPLEMENT BEST PRACTICES IN INFECTION CONTROL,
27 INCLUDING, BUT NOT LIMITED TO:

28 (A) ENHANCED TESTING CAPABILITY;

29 (B) INFECTION CONTROL CONSULTATION AND

30 IMPLEMENTATION, INCLUDING CONTACT TRACING; AND

1 (C) ADVANCED CLINICAL CARE, INCLUDING ONSITE AND
2 TELEMEDICINE-SUPPORTED CLINICAL CARE, REMOTE
3 MONITORING AND PHYSICIAN CONSULTATION.

4 SECTION 104-B. ELIGIBILITY.

5 IN ORDER TO BE DEEMED AN ELIGIBLE APPLICANT, A HEALTH
6 COLLABORATIVE MUST PROVIDE INFORMATION ON HOW IT WOULD MEET THE
7 GUIDELINES UNDER SECTION 103-B WHEN SUBMITTING AN APPLICATION TO
8 THE DEPARTMENT.

9 SECTION 105-B. FUNDING.

10 FUNDING FOR THE REGIONAL RESPONSE HEALTH COLLABORATIVE
11 PROGRAM SHALL COME FROM THE FOLLOWING SOURCES:

12 (1) FROM MONEY APPROPRIATED FOR COVID RELIEF - LONG-TERM
13 LIVING PROGRAMS, \$175,000,000 SHALL BE DISTRIBUTED BY THE
14 DEPARTMENT FOR THE PURPOSES PROVIDED UNDER SECTION 103-B(2).

15 (2) AN ALLOCATION OF UP TO \$175,000,000 FROM FUNDING
16 RECEIVED BY THE COMMONWEALTH FROM THE UNITED STATES
17 DEPARTMENT OF HEALTH AND HUMAN SERVICES OR CENTERS FOR
18 DISEASE CONTROL AND PREVENTION FOR TESTING THROUGH DIVISION B
19 OF TITLE I OF THE FEDERAL PAYCHECK PROTECTION PROGRAM AND
20 HEALTH CARE ENHANCEMENT ACT (PUBLIC LAW 116-139).

21 ARTICLE I-C

22 EMERGENCY COVID-19 RESPONSE

23 SUBARTICLE A

24 PRELIMINARY PROVISIONS

25 SECTION 101-C. DEFINITIONS.

26 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
27 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
28 CONTEXT CLEARLY INDICATES OTHERWISE:

29 "ACCOUNT." THE RESTRICTED ACCOUNT ESTABLISHED UNDER SECTION
30 110-C.

1 "CARES ACT." THE FEDERAL CORONAVIRUS AID, RELIEF, AND
2 ECONOMIC SECURITY ACT (PUBLIC LAW 116-136).

3 "HUMAN SERVICES CODE." THE ACT OF JUNE 13, 1967 (P.L.31,
4 NO.21), KNOWN AS THE HUMAN SERVICES CODE.

5 SUBARTICLE B

6 COVID-19 RESPONSE RESTRICTED ACCOUNT

7 SECTION 110-C. COVID-19 RESPONSE RESTRICTED ACCOUNT.

8 THE COVID-19 RESPONSE RESTRICTED ACCOUNT IS ESTABLISHED IN
9 THE GENERAL FUND AS A RESTRICTED ACCOUNT. MONEY RECEIVED BY THE
10 COMMONWEALTH FROM THE FEDERAL GOVERNMENT UNDER DIVISION A OF
11 TITLE V OF THE CARES ACT SHALL BE DEPOSITED INTO THE ACCOUNT.
12 ALL MONEY IN THE ACCOUNT SHALL BE APPROPRIATED BY THE GENERAL
13 ASSEMBLY.

14 SECTION 111-C. MONEY IN ACCOUNT.

15 (A) CONTINUATION.--EXCEPT AS PROVIDED UNDER SUBSECTION (B),
16 ALL MONEY IN THE ACCOUNT, INCLUDING, BUT NOT LIMITED TO, MONEY
17 CREDITED TO THE ACCOUNT UNDER SECTION 110-C, PRIOR YEAR
18 ENCUMBRANCES AND ANY EARNED INTEREST, SHALL NOT LAPSE OR BE
19 TRANSFERRED TO ANY OTHER FUND OR ACCOUNT.

20 (B) COUNTY BLOCK GRANTS.--MONEY IN THE ACCOUNT THAT REMAINS
21 UNEXPENDED FROM THE STATE TREASURY AS OF DECEMBER 1, 2020, SHALL
22 BE TRANSFERRED BY THE STATE TREASURER TO THE DEPARTMENT OF
23 COMMUNITY AND ECONOMIC DEVELOPMENT FOR DISTRIBUTION TO COUNTIES
24 ELIGIBLE TO RECEIVE FUNDS UNDER SUBARTICLE (D).

25 (C) DISTRIBUTION.--BY DECEMBER 15, 2020, MONEY TRANSFERRED
26 UNDER SUBSECTION (B) SHALL BE DISTRIBUTED BY THE DEPARTMENT OF
27 COMMUNITY AND ECONOMIC DEVELOPMENT TO EACH COUNTY ELIGIBLE TO
28 RECEIVE FUNDS UNDER SUBARTICLE (D) ON A PRO RATA BASIS USING THE
29 POPULATION PROPORTION AMOUNT CALCULATED UNDER SECTION 130-C(E).

30 (D) USE OF FUNDS.--MONEY TRANSFERRED TO THE DEPARTMENT OF

1 COMMUNITY AND ECONOMIC DEVELOPMENT AND DISTRIBUTED TO COUNTIES
2 UNDER SUBSECTION (C) MAY BE USED ONLY FOR ELIGIBLE USES UNDER
3 SECTION 131-C.

4 (E) NOTIFICATION BY TREASURER.--BY NOVEMBER 29, 2020, THE
5 STATE TREASURER SHALL NOTIFY THE CHAIRPERSON AND MINORITY
6 CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF THE SENATE AND
7 THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE APPROPRIATIONS
8 COMMITTEE OF THE HOUSE OF REPRESENTATIVES OF THE AMOUNT OF MONEY
9 IN THE ACCOUNT THAT IS ESTIMATED TO REMAIN UNEXPENDED AS OF
10 DECEMBER 1, 2020, AND WILL BE TRANSFERRED TO THE DEPARTMENT OF
11 COMMUNITY AND ECONOMIC DEVELOPMENT.

12 (F) NOTIFICATION.--BY DECEMBER 31, 2020, THE SECRETARY OF
13 THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT SHALL
14 NOTIFY THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
15 APPROPRIATIONS COMMITTEE OF THE SENATE AND THE CHAIRPERSON AND
16 MINORITY CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF THE
17 HOUSE OF REPRESENTATIVES OF THE AMOUNT OF MONEY DISTRIBUTED TO
18 EACH COUNTY UNDER SUBSECTION (C).

19 SUBARTICLE C

20 DEPARTMENT OF AGRICULTURE

21 SECTION 120-C. DAIRY ASSISTANCE.

22 (A) COVID DAIRY ASSISTANCE.--MONEY APPROPRIATED FOR COVID
23 RELIEF - DAIRY ASSISTANCE PROGRAM SHALL BE USED TO MAKE PAYMENTS
24 TO EACH DAIRY FARM THAT EXPERIENCED A LOSS FROM THE PRODUCTION
25 OF MILK THAT WAS DISCARDED DURING THE PROCLAMATION OF DISASTER
26 EMERGENCY ISSUED BY THE GOVERNOR ON MARCH 6, 2020, PUBLISHED AT
27 50 PA.B. 1644 (MARCH 21, 2020), AND ANY RENEWAL OF THE STATE OF
28 DISASTER EMERGENCY, AND APPLIES FOR ASSISTANCE. THE PAYMENT
29 UNDER THIS SECTION SHALL BE DETERMINED AS FOLLOWS:

30 (1) A MINIMUM COVID DAIRY ASSISTANCE PAYMENT EQUAL TO

1 \$1,500; AND

2 (2) A PRO RATA SHARE OF ANY FUNDS REMAINING AFTER
3 PAYMENTS UNDER PARAGRAPH (1) BASED UPON THE VOLUME OF THE
4 DAIRY FARM'S MILK THAT WAS DISCARDED DURING THE DISASTER
5 EMERGENCY COMPARED TO THE TOTAL VOLUME OF MILK DISCARDED
6 DURING THE DISASTER EMERGENCY.

7 (B) APPLICATION.--THE DEPARTMENT OF AGRICULTURE SHALL
8 DEVELOP AN APPLICATION FOR DAIRY FARMERS TO APPLY FOR ASSISTANCE
9 UNDER THIS SECTION WITHIN 15 DAYS OF THE EFFECTIVE DATE OF THIS
10 SECTION. THE APPLICATION SHALL BE MADE AVAILABLE AND POSTED ON
11 THE DEPARTMENT OF AGRICULTURE'S PUBLICLY ACCESSIBLE INTERNET
12 WEBSITE AND BE IN A FORM THAT CAN BE COMPLETED AND RETURNED BY
13 THE DAIRY FARMER ELECTRONICALLY OR THROUGH UNITED STATES MAIL.
14 THE DEADLINE FOR SUBMITTING APPLICATIONS TO THE DEPARTMENT SHALL
15 BE SEPTEMBER 30, 2020.

16 (C) METHODOLOGY.--THE DEPARTMENT OF AGRICULTURE, IN
17 CONSULTATION WITH THE MILK MARKETING BOARD, SHALL DETERMINE THE
18 METHOD TO CALCULATE THE VOLUME OF DISCARDED MILK.

19 (D) PAYMENTS.--PAYMENTS UNDER THIS SECTION SHALL BE MADE NO
20 LATER THAN NOVEMBER 30, 2020.

21 (E) REPORT.--BY DECEMBER 31, 2020, THE DEPARTMENT OF
22 AGRICULTURE SHALL ISSUE A REPORT TO THE CHAIRPERSON AND MINORITY
23 CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF THE SENATE AND
24 THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE APPROPRIATIONS
25 COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND POST THE REPORT ON
26 THE DEPARTMENT OF AGRICULTURE'S PUBLICLY ACCESSIBLE INTERNET
27 WEBSITE. THE REPORT SHALL INCLUDE THE FOLLOWING INFORMATION:

28 (1) THE TOTAL NUMBER OF DAIRY FARMS THAT APPLIED FOR
29 ASSISTANCE UNDER THIS SECTION.

30 (2) THE TOTAL AMOUNT OF DISCARDED MILK FOR WHICH

1 ASSISTANCE UNDER THIS SECTION WAS SOUGHT.

2 (3) THE AVERAGE AMOUNT OF DISCARDED MILK PER DAIRY FARM
3 THAT APPLIED FOR ASSISTANCE UNDER THIS SECTION.

4 (4) AN ESTIMATE OF THE TOTAL VALUE OF DISCARDED MILK FOR
5 WHICH ASSISTANCE WAS SOUGHT UNDER THIS SECTION.

6 (5) THE AVERAGE VALUE OF DISCARDED MILK PER DAIRY FARM
7 THAT APPLIED FOR ASSISTANCE UNDER THIS SECTION.

8 (6) THE TOTAL NUMBER OF DAIRY FARMS THAT RECEIVED
9 ASSISTANCE UNDER THIS SECTION BY COUNTY.

10 (7) THE TOTAL DOLLAR VALUE OF ASSISTANCE PAYMENTS UNDER
11 THIS SECTION BY COUNTY.

12 (F) DEFINITIONS.--FOR THE PURPOSE OF THIS SECTION,
13 "DISCARDED MILK" SHALL BE DEFINED AS THE VOLUME OF MILK PRODUCED
14 COMPARED TO THE VOLUME OF MILK THAT WAS HAULED TO A PROCESSOR.
15 SECTION 121-C. PENNSYLVANIA AGRICULTURAL SURPLUS SYSTEM.

16 FROM MONEY APPROPRIATED FOR COVID RELIEF - DAIRY ASSISTANCE
17 PROGRAM, NO MORE THAN \$5,000,000 MAY BE ADMINISTERED BY THE
18 DEPARTMENT OF AGRICULTURE UNDER THE PROVISIONS OF THE ACT OF
19 NOVEMBER 23, 2010 (P.L.1134, NO.113), KNOWN AS THE PENNSYLVANIA
20 AGRICULTURAL SURPLUS SYSTEM ACT. THE MONEY SHALL BE USED TO
21 DONATE, SELL OR OTHERWISE PROVIDE DAIRY PRODUCTS TO CHARITABLE
22 FOOD ORGANIZATIONS IN EXISTENCE WITHIN THIS COMMONWEALTH.
23 SECTION 122-C. STATE FOOD PURCHASE PROGRAM.

24 MONEY APPROPRIATED FOR COVID RELIEF - STATE FOOD PURCHASE
25 PROGRAM SHALL BE USED FOR GRANTS TO COUNTIES FOR THE PURCHASE OF
26 FOOD TO BE PROVIDED TO NEEDY PERSONS IN THIS COMMONWEALTH, WHICH
27 SHALL BE ADMINISTERED BY THE DEPARTMENT OF AGRICULTURE UNDER THE
28 PROVISIONS OF THE ACT OF DECEMBER 11, 1992 (P.L.807, NO.129),
29 KNOWN AS THE STATE FOOD PURCHASE PROGRAM ACT. THIS AMOUNT MAY
30 INCLUDE NO MORE THAN \$5,000,000 TO BE USED TO DONATE, SELL OR

1 OTHERWISE PROVIDE FOOD PRODUCTS TO CHARITABLE FOOD ORGANIZATIONS
2 IN EXISTENCE WITHIN THIS COMMONWEALTH UNDER THE PROVISIONS OF
3 THE ACT OF NOVEMBER 23, 2010 (P.L.1134, NO.113), KNOWN AS THE
4 PENNSYLVANIA AGRICULTURAL SURPLUS SYSTEM ACT.

5 SUBARTICLE D

6 DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

7 SECTION 130-C. COUNTY BLOCK GRANT.

8 (A) GENERAL RULE.--FROM MONEY APPROPRIATED FOR COVID RELIEF
9 - COUNTY BLOCK GRANT FOR COUNTY BLOCK GRANTS, EACH COUNTY SHALL
10 RECEIVE AN AMOUNT EQUAL TO THE POPULATION PROPORTION AMOUNT AS
11 DETERMINED BY SUBSECTION (E).

12 (A.1) DISTRIBUTION.--THE DEPARTMENT OF COMMUNITY AND
13 ECONOMIC DEVELOPMENT SHALL DISTRIBUTE FUNDING TO COUNTIES ON OR
14 BEFORE JULY 15, 2020.

15 (B) MINIMUM DISTRIBUTION.--NO COUNTY SHALL RECEIVE A
16 DISTRIBUTION UNDER THIS SECTION THAT IS LESS THAN \$1,000,000.

17 (C) PRORATION.--THE DISTRIBUTION TO A COUNTY SHALL BE
18 ADJUSTED ON A PRO RATA BASIS TO THE EXTENT NECESSARY TO MEET THE
19 MINIMUM DISTRIBUTION REQUIREMENTS UNDER SUBSECTION (B) AND NOT
20 EXCEED THE TOTAL AMOUNT APPROPRIATED FOR COUNTY BLOCK GRANTS.

21 (D) EXCLUSION.--A COUNTY THAT HAS RECEIVED A DISBURSEMENT
22 DIRECTLY FROM THE FEDERAL GOVERNMENT THROUGH THE CARES ACT IS
23 NOT ELIGIBLE TO RECEIVE FUNDS UNDER THIS SUBARTICLE.

24 (E) POPULATION PROPORTION AMOUNT.--FOR THE PURPOSES OF
25 SUBSECTION (A), THE POPULATION PROPORTION SHALL BE DETERMINED AS
26 FOLLOWS:

- 27 (1) THE POPULATION ESTIMATE OF THE COUNTY; DIVIDED BY
28 (2) THE SUM OF THE POPULATION ESTIMATES OF ALL COUNTIES
29 MINUS THE SUM OF THE POPULATION ESTIMATES OF ALL COUNTIES
30 THAT RECEIVED A DISBURSEMENT DIRECTLY FROM THE FEDERAL

1 GOVERNMENT THROUGH THE CARES ACT.

2 (F) POPULATION ESTIMATE.--FOR PURPOSES OF THIS SECTION, A
3 COUNTY'S POPULATION SHALL BE EQUAL TO THE PUBLISHED ESTIMATE BY
4 THE UNITED STATES CENSUS BUREAU POPULATION ESTIMATES PROGRAM FOR
5 CALENDAR YEAR 2019.

6 SECTION 131-C. ELIGIBLE USES OF FUNDS.

7 FUNDS APPROPRIATED TO A COUNTY FOR COVID RELIEF - COUNTY
8 BLOCK GRANT SHALL ONLY BE USED FOR THE FOLLOWING PURPOSES:

9 (1) OFFSETTING THE COST OF DIRECT COUNTY RESPONSE,
10 PLANNING AND OUTREACH EFFORTS RELATED TO COVID-19, INCLUDING
11 THE PURCHASE OF PERSONAL PROTECTIVE EQUIPMENT. A COUNTY MAY
12 INCUR DIRECT ADMINISTRATIVE COSTS FOR THE COUNTY BLOCK GRANT
13 PROGRAM UNDER THIS SUBARTICLE NOT TO EXCEED 2% OF THE AMOUNT
14 RECEIVED, OR \$200,000, WHICHEVER IS LESS.

15 (2) SMALL BUSINESS GRANT PROGRAMS TO SUPPORT BUSINESSES
16 WITH FEWER THAN 100 EMPLOYEES WITH PRIORITY GIVEN TO THOSE
17 BUSINESSES THAT DID NOT RECEIVE A LOAN OR GRANT THROUGH THE
18 FEDERAL PAYCHECK PROTECTION PROGRAM OR THE ECONOMIC INJURY
19 DISASTER LOAN PROGRAM ESTABLISHED UNDER THE CARES ACT AND TO
20 SUPPORT BUSINESSES AND OTHER ENTITIES THAT ARE PRIMARILY
21 ENGAGED IN THE TOURISM INDUSTRY, INCLUDING STATE AND COUNTY
22 FAIRS, REGARDLESS OF THE NUMBER OF EMPLOYEES THE BUSINESS OR
23 OTHER ENTITY HAS. COUNTIES MAY UTILIZE COMMUNITY DEVELOPMENT
24 FINANCIAL INSTITUTIONS TO ADMINISTER ALL OR A PORTION OF
25 THEIR SMALL BUSINESS GRANT PROGRAMS.

26 (3) GRANT PROGRAMS TO SUPPORT THE FOLLOWING ENTITIES FOR
27 COSTS RELATED TO ASSISTING BUSINESSES DURING THE COVID-19
28 DISASTER EMERGENCY:

29 (I) CERTIFIED ECONOMIC DEVELOPMENT ORGANIZATIONS.

30 (II) LOCAL DEVELOPMENT DISTRICTS.

1 (III) INDUSTRIAL RESOURCE CENTERS.

2 (IV) SMALL BUSINESS DEVELOPMENT CENTERS.

3 (V) ECONOMIC DEVELOPMENT CORPORATIONS.

4 (4) ASSISTANCE TO CITIES, BOROUGH, INCORPORATED TOWNS,
5 OR TOWNSHIPS LOCATED WITHIN THE COUNTY FOR RESPONSE AND
6 PLANNING EFFORTS RELATED TO COVID-19, INCLUDING THE PURCHASE
7 OF PERSONAL PROTECTIVE EQUIPMENT.

8 (5) BEHAVIORAL HEALTH AND SUBSTANCE USE DISORDER
9 TREATMENT SERVICES.

10 (6) NONPROFIT ASSISTANCE PROGRAMS FOR ENTITIES THAT ARE
11 AN EXEMPT ORGANIZATION UNDER SECTION 501(C) (3) OR 501(C) (19)
12 OF THE INTERNAL REVENUE CODE OF 1986 (PUBLIC LAW 99-514, 26
13 U.S.C. § 1 ET SEQ.).

14 (7) BROADBAND INTERNET DEPLOYMENT WITH PRIORITY GIVEN TO
15 UNSERVED OR UNDERSERVED AREAS.

16 SECTION 132-C. CULTURAL AND MUSEUM PRESERVATION GRANTS.

17 (A) USE OF FUNDS.--FROM MONEY APPROPRIATED FOR COVID RELIEF
18 - CULTURAL AND MUSEUM PRESERVATION GRANT PROGRAM, \$20,000,000
19 SHALL BE TRANSFERRED TO THE AUTHORITY AND SHALL BE USED TO MAKE
20 GRANTS UNDER THIS SUBARTICLE.

21 (B) DEFINITIONS.--THE FOLLOWING WORDS AND PHRASES WHEN USED
22 IN THIS SECTION SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS
23 SUBSECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

24 "AUTHORITY." THE COMMONWEALTH FINANCING AUTHORITY.

25 "ELIGIBLE CULTURAL ORGANIZATION." A FACILITY OR ORGANIZATION
26 MEETING THE CRITERIA FOR GRANTS UNDER SUBSECTION (F) AND THAT
27 WAS SUBJECT TO CLOSURE BY THE PROCLAMATION OF DISASTER EMERGENCY
28 ISSUED BY THE GOVERNOR ON MARCH 6, 2020, PUBLISHED AT 50 PA.B.
29 1644 (MARCH 21, 2020), AND ANY RENEWAL OF THE STATE OF DISASTER
30 EMERGENCY AND THAT EXPERIENCED A LOSS OF REVENUE RELATED TO THE

1 CLOSURE.

2 "MUSEUM." AN INSTITUTION THAT CARES FOR AND PRESENTS OWNED
3 OR BORROWED COLLECTIONS OF ARTIFACTS AND OTHER OBJECTS OF
4 ARTISTIC, CULTURAL, HISTORICAL OR SCIENTIFIC IMPORTANCE THAT
5 PRESENTS THE COLLECTION TO THE PUBLIC FOR THE PURPOSE OF
6 EDUCATION AND ENJOYMENT AND THAT WAS SUBJECT TO CLOSURE BY THE
7 PROCLAMATION OF DISASTER EMERGENCY ISSUED BY THE GOVERNOR ON
8 MARCH 6, 2020, PUBLISHED AT 50 PA.B. 1644 (MARCH 21, 2020), AND
9 ANY RENEWAL OF THE STATE OF DISASTER EMERGENCY AND THAT
10 EXPERIENCED A LOSS OF REVENUE RELATED TO THE CLOSURE. THE TERM
11 SHALL INCLUDE EACH ORGANIZATION WITHIN A TAX-EXEMPT ORGANIZATION
12 THAT MEETS THE CRITERIA OF THIS DEFINITION.

13 "PROGRAM." THE COVID-19 CULTURAL AND MUSEUM PRESERVATION
14 GRANT PROGRAM ESTABLISHED UNDER SUBSECTION (C).

15 (C) ESTABLISHMENT OF PROGRAM.--THE AUTHORITY SHALL ESTABLISH
16 THE COVID-19 CULTURAL AND MUSEUM PRESERVATION GRANT PROGRAM.

17 (D) PURPOSE OF PROGRAM.--THE PROGRAM SHALL RECEIVE
18 APPLICATIONS AND AWARD GRANTS TO ELIGIBLE CULTURAL ORGANIZATIONS
19 AND MUSEUMS IN ACCORDANCE WITH THIS SECTION.

20 (D.1) APPLICATION.--THE AUTHORITY SHALL DEVELOP AN
21 APPLICATION FOR ELIGIBLE CULTURAL ORGANIZATIONS AND MUSEUMS TO
22 APPLY FOR GRANTS UNDER THIS SECTION WITHIN 30 DAYS OF THE
23 EFFECTIVE DATE OF THIS SECTION. THE APPLICATION SHALL BE MADE
24 AVAILABLE AND POSTED ON THE AUTHORITY'S PUBLICLY ACCESSIBLE
25 INTERNET WEBSITE AND BE IN A FORM THAT CAN BE COMPLETED
26 ELECTRONICALLY OR THROUGH THE UNITED STATES MAIL.

27 (D.2) DEADLINE.--NO APPLICATION FOR A GRANT UNDER THIS
28 SECTION MAY BE SUBMITTED AFTER SEPTEMBER 30, 2020.

29 (E) GUIDELINES.--THE AUTHORITY SHALL ESTABLISH GUIDELINES
30 THAT ARE CONSISTENT WITH THE PROVISIONS OF THIS SECTION WITHIN

1 30 DAYS OF THE EFFECTIVE DATE OF THIS SECTION. THE GUIDELINES
2 SHALL BE:

3 (1) SUBMITTED TO THE LEGISLATIVE REFERENCE BUREAU FOR
4 PUBLICATION IN THE PENNSYLVANIA BULLETIN; AND

5 (2) POSTED ON THE AUTHORITY'S PUBLICLY ACCESSIBLE
6 INTERNET WEBSITE.

7 (F) PROGRAM REQUIREMENTS.--

8 (1) AN ELIGIBLE CULTURAL ORGANIZATION OR MUSEUM MUST BE
9 ONE OF THE FOLLOWING CATEGORIES:

10 (I) CHILDREN'S MUSEUM.

11 (II) GENERAL MUSEUM WITH AT LEAST TWO EQUALLY
12 SIGNIFICANT DISCIPLINES.

13 (III) HISTORY MUSEUM OR HISTORICAL SITE.

14 (IV) MILITARY OR MARITIME MUSEUM.

15 (V) NATURAL HISTORY MUSEUM.

16 (VI) ACCREDITED ZOO.

17 (VII) PLANETARIUM.

18 (VIII) SCIENCE AND TECHNOLOGY CENTER.

19 (IX) ORCHESTRA.

20 (X) ART MUSEUM.

21 (XI) PERFORMING ARTS ORGANIZATION.

22 (2) AN ELIGIBLE CULTURAL ORGANIZATION OR MUSEUM MUST
23 PROVIDE EVIDENCE THAT THE ELIGIBLE CULTURAL ORGANIZATION OR
24 MUSEUM HAS RECEIVED FUNDING PRIOR TO THE EFFECTIVE DATE OF
25 THIS SECTION FROM THE PENNSYLVANIA HISTORICAL AND MUSEUM
26 COMMISSION OR THE DEPARTMENT OF COMMUNITY AND ECONOMIC
27 DEVELOPMENT.

28 (G) GRANT LIMITS.--THE AUTHORITY MAY AWARD A GRANT TO AN
29 ELIGIBLE CULTURAL ORGANIZATION OR MUSEUM NOT TO EXCEED \$500,000.

30 (H) AWARD OF GRANTS.--THE AUTHORITY SHALL AWARD GRANTS AND

1 MAKE GRANT PAYMENTS UNDER THIS SECTION NO LATER THAN NOVEMBER
2 30, 2020.

3 (I) EXPIRATION.--THIS SECTION SHALL EXPIRE ONCE ALL FUNDS
4 TRANSFERRED TO THE AUTHORITY UNDER SUBSECTION (A) HAVE BEEN
5 EXHAUSTED OR DECEMBER 1, 2020, WHICHEVER OCCURS FIRST.

6 SECTION 133-C. FOOD ACCESS INITIATIVE.

7 FROM MONEY APPROPRIATED TO THE DEPARTMENT OF COMMUNITY AND
8 ECONOMIC DEVELOPMENT FOR COVID RELIEF - FOOD ACCESS INITIATIVE,
9 \$10,000,000 SHALL BE DISTRIBUTED TO THE FOOD ACCESS INITIATIVE.

10 SUBARTICLE E

11 DEPARTMENT OF EDUCATION

12 SECTION 140-C. DEPARTMENT OF EDUCATION.

13 (A) GENERAL RULE.--THIS SECTION SHALL APPLY TO
14 APPROPRIATIONS TO THE DEPARTMENT OF EDUCATION.

15 (B) PRE-K COUNTS PROGRAM.--SUBJECT TO SUBSECTION (D), FROM
16 MONEY APPROPRIATED FOR THE COVID RELIEF - PRE-K COUNTS PROGRAM,
17 \$7,000,000 SHALL BE DISTRIBUTED TO THE PRE-K COUNTS PROGRAM.

18 (C) HEAD START STATE SUPPLEMENTAL ASSISTANCE PROGRAM.--
19 SUBJECT TO SUBSECTION (D), FROM MONEY APPROPRIATED FOR THE COVID
20 RELIEF - HEAD START SUPPLEMENTAL ASSISTANCE PROGRAM, \$2,000,000
21 SHALL BE DISTRIBUTED TO THE HEAD START STATE SUPPLEMENTAL
22 ASSISTANCE PROGRAM.

23 (D) APPLICABILITY.--THE FOLLOWING SHALL APPLY:

24 (1) AN ELIGIBLE PERSON OR ENTITY RECEIVING A PAYMENT
25 UNDER THIS SECTION MUST BE IN OPERATION AS OF MARCH 31, 2020.

26 (2) A PERSON OR ENTITY RECEIVING A PAYMENT UNDER THIS
27 SECTION SHALL PROVIDE DOCUMENTATION TO THE DEPARTMENT OF
28 EDUCATION, UPON REQUEST, FOR PURPOSES OF AN AUDIT REVIEW.

29 (3) A PAYMENT RECEIVED UNDER THIS SECTION MAY ONLY BE
30 USED TO COVER NECESSARY COVID-19 RELATED COSTS, INCLUDING,

1 BUT NOT LIMITED TO, A COST:

2 (I) NOT OTHERWISE REIMBURSED BY FEDERAL, STATE OR
3 ANOTHER SOURCE OF FUNDING; AND

4 (II) INCURRED DURING THE PERIOD BETWEEN MARCH 1,
5 2020, AND NOVEMBER 30, 2020.

6 SUBARTICLE F

7 DEPARTMENT OF HEALTH

8 SECTION 150-C. DEPARTMENT OF HEALTH.

9 (A) GENERAL RULE.--SUBJECT TO SUBSECTION (B), FROM MONEY
10 APPROPRIATED FOR THE COVID RELIEF - COMMUNITY-BASED HEALTH CARE
11 CENTERS, \$10,000,000 SHALL BE USED FOR MAKING PAYMENTS TO
12 COMMUNITY-BASED HEALTH CARE CENTERS AS A ONE-TIME PAYMENT TO
13 EACH FACILITY, WHICH SHALL BE DETERMINED AS FOLLOWS:

14 (1) DIVIDE:

15 (I) THE FACILITY'S CORONAVIRUS AID, RELIEF, AND
16 ECONOMIC SECURITY ACT SUPPLEMENTAL FUNDING GRANT AWARD
17 FROM HEALTH RESOURCES AND SERVICES ADMINISTRATION; BY

18 (II) THE TOTAL OF ALL COMMUNITY-BASED HEALTH CARE
19 CENTERS' CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY
20 ACT SUPPLEMENTAL FUNDING GRANT AWARD FROM HEALTH
21 RESOURCES AND SERVICES ADMINISTRATION.

22 (2) MULTIPLY THE QUOTIENT UNDER PARAGRAPH (1) BY
23 \$10,000,000.

24 (B) LIMITATIONS.--THE FOLLOWING SHALL APPLY:

25 (1) AN ELIGIBLE PERSON OR ENTITY RECEIVING A PAYMENT
26 UNDER THIS SECTION MUST BE IN OPERATION AS OF MARCH 31, 2020.

27 (2) A PERSON OR ENTITY RECEIVING A PAYMENT UNDER THIS
28 SECTION SHALL PROVIDE DOCUMENTATION TO THE DEPARTMENT OF
29 HEALTH, UPON REQUEST, FOR PURPOSES OF AN AUDIT REVIEW.

30 (3) A PAYMENT RECEIVED UNDER THIS SECTION MAY ONLY BE

1 USED TO COVER NECESSARY COVID-19 RELATED COSTS, INCLUDING,
2 BUT NOT LIMITED TO, THOSE:

3 (I) NOT OTHERWISE REIMBURSED BY FEDERAL, STATE OR
4 ANOTHER SOURCE OF FUNDING.

5 (II) INCURRED DURING THE PERIOD BETWEEN MARCH 1,
6 2020, AND NOVEMBER 30, 2020.

7 SUBARTICLE G

8 DEPARTMENT OF HUMAN SERVICES

9 SECTION 160-C. USE OF MONEY.

10 (A) USES.--THE FOLLOWING SHALL APPLY:

11 (1) SUBJECT TO PARAGRAPH (11), FROM MONEY APPROPRIATED
12 FOR COVID RELIEF - LONG-TERM LIVING PROGRAMS, \$457,000,000
13 SHALL BE USED FOR THE FOLLOWING PURPOSES:

14 (I) THE SUM OF \$245,000,000, FOR THE PURPOSE OF
15 MAKING PAYMENTS TO NONPUBLIC AND COUNTY NURSING
16 FACILITIES, WHICH SHALL BE ALLOCATED AS FOLLOWS:

17 (A) OF THE AMOUNT UNDER THIS SUBPARAGRAPH,
18 \$196,000,000 SHALL BE DISTRIBUTED AS A ONE-TIME
19 PAYMENT TO EACH NONPUBLIC AND COUNTY NURSING
20 FACILITY, WHICH SHALL BE DETERMINED AS FOLLOWS:

21 (I) DIVIDE:

22 (A) THE FACILITY'S NUMBER OF MEDICAL
23 ASSISTANCE DAYS FOR THE THIRD QUARTER OF
24 CALENDAR YEAR 2019 AS REPORTED UNDER ARTICLE
25 VIII-A OF THE ACT OF JUNE 13, 1967 (P.L.31,
26 NO.21), KNOWN AS THE HUMAN SERVICES CODE; BY

27 (B) THE TOTAL NUMBER OF MEDICAL
28 ASSISTANCE DAYS FOR ALL FACILITIES FOR THE
29 THIRD QUARTER OF CALENDAR YEAR 2019 AS
30 REPORTED UNDER ARTICLE VIII-A OF THE HUMAN

1 SERVICES CODE.

2 (II) MULTIPLY:

3 (A) THE QUOTIENT UNDER SUBCLAUSE (I); BY

4 (B) \$196,000,000.

5 (B) OF THE AMOUNT UNDER THIS SUBPARAGRAPH,
6 \$49,000,000 SHALL BE DISTRIBUTED AS A ONE-TIME
7 PAYMENT TO EACH NONPUBLIC AND COUNTY NURSING
8 FACILITY, WHICH SHALL BE DETERMINED AS FOLLOWS:

9 (I) DIVIDE:

10 (A) THE NUMBER OF THE FACILITY'S
11 LICENSED BEDS AS OF MARCH 31, 2020; BY

12 (B) THE TOTAL LICENSED BEDS OF ALL
13 NONPUBLIC AND COUNTY NURSING FACILITIES AS OF
14 MARCH 31, 2020.

15 (II) MULTIPLY:

16 (A) THE QUOTIENT UNDER SUBCLAUSE (I); BY

17 (B) \$49,000,000.

18 (II) THE SUM OF \$140,000,000 FOR THE PURPOSE OF
19 MAKING PAYMENTS FOR PERSONAL ASSISTANCE SERVICES PROVIDED
20 BY HOME HEALTH CARE AGENCIES, HOME CARE AGENCIES AND
21 DIRECT CARE WORKERS EMPLOYED THROUGH THE PARTICIPANT-
22 DIRECTED EMPLOYER MODEL. EACH HOME HEALTH CARE PROVIDER,
23 HOME CARE PROVIDER OR DIRECT CARE WORKER EMPLOYED THROUGH
24 THE PARTICIPANT-DIRECTED EMPLOYER MODEL SHALL RECEIVE A
25 ONE-TIME PAYMENT, WHICH SHALL BE DETERMINED AS FOLLOWS:

26 (A) OF THE AMOUNT UNDER THIS SUBPARAGRAPH,
27 \$112,000,000 SHALL BE DISTRIBUTED AS A ONE-TIME
28 PAYMENT TO A HOME HEALTH CARE PROVIDER OR HOME CARE
29 PROVIDER, WHICH SHALL BE DETERMINED AS FOLLOWS:

30 (I) DIVIDE:

1 (A) THE PROVIDER'S NUMBER OF MEDICAL
2 ASSISTANCE 15-MINUTE UNITS, EXCLUDING
3 OVERTIME, INVOICED IN THE THIRD QUARTER OF
4 CALENDAR YEAR 2019; BY

5 (B) THE TOTAL MEDICAL ASSISTANCE 15-
6 MINUTE UNITS FOR ALL HOME HEALTH CARE
7 PROVIDERS AND HOME CARE PROVIDERS, EXCLUDING
8 OVERTIME, INVOICED IN THE THIRD QUARTER OF
9 CALENDAR YEAR 2019.

10 (II) MULTIPLY:

11 (A) THE QUOTIENT UNDER SUBCLAUSE (I); BY

12 (B) \$112,000,000.

13 (B) OF THE AMOUNT UNDER THIS SUBPARAGRAPH,
14 \$28,000,000 SHALL BE DISTRIBUTED AS A ONE-TIME
15 PAYMENT TO EACH DIRECT CARE WORKER EMPLOYED THROUGH
16 THE PARTICIPANT-DIRECTED EMPLOYER MODEL WHO PROVIDES
17 PERSONAL ASSISTANCE SERVICES, WHICH SHALL BE
18 DETERMINED AS FOLLOWS:

19 (I) DIVIDE:

20 (A) THE NUMBER OF MEDICAL ASSISTANCE
21 PERSONAL ASSISTANCE 15-MINUTE UNITS PROVIDED
22 BY A DIRECT CARE WORKER EMPLOYED THROUGH THE
23 PARTICIPANT-DIRECTED EMPLOYER MODEL,
24 EXCLUDING OVERTIME, INVOICED IN THE THIRD
25 QUARTER OF CALENDAR YEAR 2019; BY

26 (B) ALL MEDICAL ASSISTANCE PERSONAL
27 ASSISTANCE 15-MINUTE UNITS PROVIDED BY ALL
28 DIRECT CARE WORKERS EMPLOYED THROUGH THE
29 PARTICIPANT-DIRECTED EMPLOYER MODEL,
30 EXCLUDING OVERTIME, INVOICED IN THE THIRD

1 QUARTER OF CALENDAR YEAR 2019.

2 (II) MULTIPLY:

3 (A) THE QUOTIENT UNDER SUBCLAUSE (I); BY

4 (B) \$28,000,000.

5 (III) THE SUM OF \$50,000,000 FOR THE PURPOSE OF
6 MAKING PAYMENTS TO ASSISTED LIVING RESIDENCES AND
7 PERSONAL CARE HOMES, WHICH SHALL BE ALLOCATED AS FOLLOWS:

8 (A) OF THE AMOUNT UNDER THIS SUBPARAGRAPH,
9 \$45,000,000 SHALL BE DISTRIBUTED AS A ONE-TIME
10 PAYMENT TO EACH ASSISTED LIVING RESIDENCE AND
11 PERSONAL CARE HOME, WHICH SHALL BE DETERMINED AS
12 FOLLOWS:

13 (I) DIVIDE:

14 (A) THE OCCUPANCY OF THE ASSISTED LIVING
15 RESIDENCE OR PERSONAL CARE HOME, AS
16 DETERMINED BY THE DEPARTMENT OF HUMAN
17 SERVICES' MOST RECENT INSPECTION ON OR BEFORE
18 APRIL 1, 2020; BY

19 (B) THE TOTAL OCCUPANCY OF ALL ASSISTED
20 LIVING RESIDENCES, INCLUDING THOSE WITH A
21 SPECIAL CARE DESIGNATION, AND PERSONAL CARE
22 HOMES, AS DETERMINED BY THE DEPARTMENT OF
23 HUMAN SERVICES' MOST RECENT INSPECTIONS ON OR
24 BEFORE APRIL 1, 2020.

25 (II) MULTIPLY:

26 (A) THE QUOTIENT UNDER SUBCLAUSE (I); BY

27 (B) \$45,000,000.

28 (B) OF THE AMOUNT UNDER THIS SUBPARAGRAPH,
29 \$5,000,000 SHALL BE DISTRIBUTED AS A ONE-TIME PAYMENT
30 TO EACH PERSONAL CARE HOME, WHICH SHALL BE DETERMINED

1 AS FOLLOWS:

2 (I) DIVIDE:

3 (A) THE PERSONAL CARE FACILITY'S NUMBER
4 OF INDIVIDUALS FOR WHOM THE FACILITY RECEIVED
5 A PAYMENT FROM THE DEPARTMENT OF HUMAN
6 SERVICES FOR SUPPLEMENTAL SECURITY INCOME IN
7 MARCH 2020; BY

8 (B) THE TOTAL OF ALL PERSONAL CARE
9 FACILITIES' INDIVIDUALS FOR WHOM PAYMENTS FOR
10 SUPPLEMENTAL SECURITY INCOME WERE MADE BY THE
11 DEPARTMENT OF HUMAN SERVICES IN MARCH 2020.

12 (II) MULTIPLY:

13 (A) THE QUOTIENT UNDER SUBCLAUSE (I); BY

14 (B) \$5,000,000.

15 (IV) THE SUM OF \$13,000,000 FOR THE PURPOSE OF
16 MAKING PAYMENTS FOR ADULT DAY CARE SERVICES AS A ONE-TIME
17 PAYMENT TO EACH ADULT DAY CARE SERVICES PROVIDER, WHICH
18 SHALL BE DETERMINED AS FOLLOWS:

19 (A) DIVIDE:

20 (I) THE ADULT DAY CARE SERVICES PROVIDER'S
21 TOTAL MEDICAL ASSISTANCE FEE-FOR-SERVICE AND
22 COMMUNITY HEALTHCHOICES PAYMENTS FOR THE THIRD
23 QUARTER OF CALENDAR YEAR 2019; BY

24 (II) THE SUM OF ALL ADULT DAY CARE SERVICES
25 PROVIDERS' MEDICAL ASSISTANCE FEE-FOR-SERVICE AND
26 COMMUNITY HEALTHCHOICES PAYMENTS FOR THE THIRD
27 QUARTER OF CALENDAR YEAR 2019.

28 (B) MULTIPLY:

29 (I) THE QUOTIENT UNDER CLAUSE (A); BY

30 (II) \$13,000,000.

1 (V) THE SUM OF \$1,000,000 FOR THE PURPOSE OF MAKING
2 PAYMENTS FOR RESIDENTIAL HABILITATION SERVICES AS A ONE-
3 TIME PAYMENT TO EACH PROVIDER, WHICH SHALL BE DETERMINED
4 AS FOLLOWS:

5 (A) DIVIDE:

6 (I) THE RESIDENTIAL HABILITATION SERVICES
7 PROVIDER'S TOTAL MEDICAL ASSISTANCE FEE-FOR-
8 SERVICE AND COMMUNITY HEALTHCHOICES PAYMENTS FOR
9 THE THIRD QUARTER OF CALENDAR YEAR 2019; BY

10 (II) THE TOTAL SUM OF ALL RESIDENTIAL
11 HABILITATION MEDICAL ASSISTANCE FEE-FOR-SERVICE
12 AND COMMUNITY HEALTHCHOICES PAYMENTS FOR THE
13 THIRD QUARTER OF CALENDAR YEAR 2019.

14 (B) MULTIPLY:

15 (I) THE QUOTIENT UNDER CLAUSE (A); BY

16 (II) \$1,000,000.

17 (VI) THE FOLLOWING SHALL APPLY:

18 (A) THE SUM OF \$8,000,000 FOR THE PURPOSE OF
19 MAKING PAYMENTS FOR ELIGIBLE MEDICAID VENTILATOR OR
20 TRACHEOSTOMY QUALIFIED MEDICAL ASSISTANCE NONPUBLIC
21 AND COUNTY NURSING FACILITIES. A NONPUBLIC OR COUNTY
22 NURSING FACILITY WILL QUALIFY FOR PAYMENT IF, BASED
23 UPON THE SUPPLEMENTAL VENTILATOR CARE AND
24 TRACHEOSTOMY CARE PAYMENTS FOR DECEMBER 2019, THE
25 FACILITY HAD:

26 (I) TEN OR MORE MEDICAL ASSISTANCE RECIPIENT
27 RESIDENTS WHO RECEIVED MEDICALLY NECESSARY
28 VENTILATOR CARE OR TRACHEOSTOMY CARE; AND

29 (II) AT LEAST 17% OF THE FACILITY'S MEDICAL
30 ASSISTANCE RECIPIENT RESIDENT POPULATION RECEIVED

1 MEDICALLY NECESSARY VENTILATOR CARE OR
2 TRACHEOSTOMY CARE.

3 (B) THE AMOUNT APPROPRIATED UNDER THIS
4 SUBPARAGRAPH SHALL BE DISTRIBUTED AS A ONE-TIME
5 PAYMENT TO EACH QUALIFIED MEDICAL ASSISTANCE
6 NONPUBLIC AND COUNTY NURSING FACILITY, DETERMINED AS
7 FOLLOWS:

8 (I) DIVIDE:

9 (A) THE FACILITY'S NUMBER OF MEDICAL
10 ASSISTANCE RECIPIENT RESIDENTS WHO RECEIVE
11 NECESSARY VENTILATOR CARE OR TRACHEOSTOMY
12 CARE FOR THE THIRD QUARTER OF CALENDAR YEAR
13 2019; BY

14 (B) THE SUM OF ALL QUALIFIED MEDICAL
15 ASSISTANCE NONPUBLIC AND COUNTY NURSING
16 FACILITIES' NUMBER OF MEDICAL ASSISTANCE
17 RECIPIENT RESIDENTS WHO RECEIVE NECESSARY
18 VENTILATOR CARE OR TRACHEOSTOMY CARE FOR THE
19 THIRD QUARTER OF CALENDAR YEAR 2019.

20 (II) MULTIPLY:

21 (A) THE QUOTIENT UNDER SUBCLAUSE (I); BY

22 (B) \$8,000,000.

23 (2) SUBJECT TO PARAGRAPH (11), FROM MONEY APPROPRIATED
24 FOR COVID RELIEF - COMMUNITY HEALTHCHOICES, \$50,000,000 SHALL
25 BE USED FOR MAKING PAYMENTS TO COMMUNITY HEALTHCHOICES
26 MANAGED CARE ORGANIZATIONS AS A ONE-TIME PAYMENT TO EACH
27 ORGANIZATION, WHICH SHALL BE DETERMINED AS FOLLOWS:

28 (I) DIVIDE:

29 (A) THE COMMUNITY HEALTHCHOICES MANAGED CARE
30 ORGANIZATION'S NUMBER OF MEDICAL ASSISTANCE NURSING

1 FACILITY CLINICALLY ELIGIBLE PARTICIPANTS AS OF MARCH
2 31, 2020; BY

3 (B) THE TOTAL OF ALL COMMUNITY HEALTHCHOICES
4 MANAGED CARE ORGANIZATIONS' NUMBER OF MEDICAL
5 ASSISTANCE NURSING FACILITY CLINICALLY ELIGIBLE
6 RECIPIENTS AS OF MARCH 31, 2020.

7 (II) MULTIPLY:

8 (A) THE QUOTIENT UNDER SUBPARAGRAPH (I); BY

9 (B) \$50,000,000.

10 (3) SUBJECT TO PARAGRAPH (11), FROM MONEY APPROPRIATED
11 FOR COVID RELIEF - LONG-TERM CARE - MANAGED CARE, \$10,000,000
12 SHALL BE USED FOR MAKING PAYMENTS TO ORGANIZATIONS THAT HAVE
13 ENTERED INTO AN AGREEMENT WITH THE DEPARTMENT OF HUMAN
14 SERVICES TO OPERATE A LIFE PROGRAM, AS DEFINED UNDER SECTION
15 602 OF THE HUMAN SERVICES CODE, IN A SPECIFIED COUNTY OR SET
16 OF COUNTIES, AS DETERMINED BY THE DEPARTMENT. EACH
17 ORGANIZATION SHALL RECEIVE A ONE-TIME PAYMENT, WHICH SHALL BE
18 DETERMINED AS FOLLOWS:

19 (I) DIVIDE:

20 (A) THE ORGANIZATION'S TOTAL AMOUNT REIMBURSED
21 FOR LONG-TERM CARE - MANAGED CARE FOR THE FIRST
22 QUARTER OF CALENDAR YEAR 2020; BY

23 (B) THE TOTAL AMOUNT REIMBURSED FOR LONG-TERM
24 CARE - MANAGED CARE FOR THE FIRST QUARTER OF CALENDAR
25 YEAR 2020.

26 (II) MULTIPLY:

27 (A) THE QUOTIENT UNDER SUBPARAGRAPH (I); BY

28 (B) \$10,000,000.

29 (4) SUBJECT TO PARAGRAPH (11), FROM MONEY APPROPRIATED
30 FOR COVID RELIEF - INTELLECTUAL DISABILITIES - COMMUNITY

1 WAIVER PROGRAM, \$259,280,000 SHALL BE ALLOCATED FOR THE
2 INTELLECTUAL DISABILITIES COMMUNITY WAIVER PROGRAM.

3 (5) SUBJECT TO PARAGRAPH (11), FROM MONEY APPROPRIATED
4 FOR COVID RELIEF - AUTISM SERVICES, \$720,000 SHALL BE
5 ALLOCATED FOR AUTISM INTERVENTION AND SERVICES.

6 (6) SUBJECT TO PARAGRAPH (11), FROM MONEY APPROPRIATED
7 FOR COVID RELIEF - CHILD-CARE SERVICES, \$116,000,000 SHALL BE
8 ALLOCATED FOR CHILD CARE SERVICES. NO MONEY UNDER THIS
9 PARAGRAPH SHALL BE MADE AVAILABLE BEFORE THE DEPARTMENT OF
10 HUMAN SERVICES COMPLETES A STUDY ON THE ECONOMIC IMPACTS OF
11 CHILD CARE CLOSURES DURING THE PROCLAMATION OF DISASTER
12 EMERGENCY ISSUED BY THE GOVERNOR ON MARCH 6, 2020, PUBLISHED
13 AT 50 PA. B. 1644 (MARCH 21, 2020), AND ANY RENEWAL OF THE
14 STATE OF DISASTER EMERGENCY. THE DEPARTMENT OF HUMAN SERVICES
15 SHALL USE THE STUDY TO DEVELOP CRITERIA FOR DISTRIBUTION OF
16 THE APPROPRIATION TO ELIGIBLE CHILD CARE PROVIDERS.

17 (7) SUBJECT TO PARAGRAPH (11), FROM MONEY APPROPRIATED
18 FOR COVID RELIEF - DOMESTIC VIOLENCE PROGRAMS, \$10,000,000
19 SHALL BE ALLOCATED FOR DOMESTIC VIOLENCE AND HOUSING SUPPORT
20 SERVICES.

21 (8) SUBJECT TO PARAGRAPH (11), FROM MONEY APPROPRIATED
22 FOR COVID RELIEF - HOMELESS ASSISTANCE SERVICES, \$10,000,000
23 SHALL BE ALLOCATED FOR THE HOMELESS ASSISTANCE PROGRAM.
24 COUNTIES THAT PARTICIPATE IN THE HUMAN SERVICES BLOCK GRANT
25 PROGRAM UNDER ARTICLE XIV-B OF THE HUMAN SERVICES CODE MUST
26 USE THESE FUNDS FOR ELIGIBLE SERVICES UNDER THE HOMELESS
27 ASSISTANCE PROGRAM.

28 (9) SUBJECT TO PARAGRAPH (11), FROM MONEY APPROPRIATED
29 FOR COVID RELIEF - LEGAL SERVICES, \$8,000,000 SHALL BE
30 ALLOCATED FOR LEGAL SERVICES.

1 (10) SUBJECT TO PARAGRAPH (11), FROM MONEY APPROPRIATED
2 FOR COVID RELIEF - CRITICAL ACCESS HOSPITALS, \$10,000,000
3 SHALL BE USED FOR MAKING PAYMENTS TO CRITICAL ACCESS
4 HOSPITALS AS A ONE-TIME PAYMENT TO EACH FACILITY, WHICH SHALL
5 BE DETERMINED AS FOLLOWS:

6 (I) DIVIDE:

7 (A) THE FACILITY'S FISCAL YEAR 2019-2020
8 ALLOCATION BY;

9 (B) THE TOTAL OF ALL CRITICAL ACCESS HOSPITALS
10 ALLOCATIONS FOR FISCAL YEAR 2019-2020.

11 (II) MULTIPLY:

12 (A) THE QUOTIENT UNDER SUBPARAGRAPH (I); BY

13 (B) \$10,000,000.

14 (11) THE FOLLOWING APPLY:

15 (I) AN ELIGIBLE PERSON OR ENTITY RECEIVING A PAYMENT
16 UNDER THIS SECTION MUST BE IN OPERATION AS OF MARCH 31,
17 2020.

18 (II) A PERSON OR ENTITY RECEIVING A PAYMENT UNDER
19 THIS SECTION SHALL PROVIDE DOCUMENTATION TO THE
20 DEPARTMENT OF HUMAN SERVICES, UPON REQUEST, FOR PURPOSES
21 OF AN AUDIT REVIEW.

22 (III) A PAYMENT RECEIVED UNDER THIS SECTION MAY ONLY
23 BE USED TO COVER NECESSARY COVID-19 RELATED COSTS,
24 INCLUDING, BUT NOT LIMITED TO, A COST:

25 (A) NOT OTHERWISE REIMBURSED BY FEDERAL, STATE
26 OR OTHER SOURCE OF FUNDING; AND

27 (B) INCURRED DURING THE PERIOD BETWEEN MARCH 1,
28 2020, AND NOVEMBER 30, 2020.

29 (B) (RESERVED) .

30 SUBARTICLE H

1 PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY

2 SECTION 170-C. HEALTH CARE SYSTEM ASSISTANCE.

3 MONEY APPROPRIATED FOR COVID RELIEF - HEALTH CARE SYSTEM
4 ASSISTANCE TO THE PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY SHALL
5 BE USED TO ACQUIRE MEDICAL EQUIPMENT AND SUPPLIES FOR HEALTH
6 CARE ENTITIES TO MEET URGENT PATIENT AND STAFF NEEDS TO ADDRESS
7 SURGE DEMAND. HEALTH CARE ENTITIES SHALL INCLUDE, BUT NOT BE
8 LIMITED TO, HOSPITALS, NURSING FACILITIES AND EMERGENCY MEDICAL
9 SERVICES.

10 SUBARTICLE I

11 PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY

12 SECTION 180-C. COVID - 19 STUDENT LOAN INTEREST FORBEARANCE
13 PROGRAM.

14 (A) PROGRAM.--MONEY APPROPRIATED FOR COVID RELIEF - STUDENT
15 LOAN INTEREST FORBEARANCE PROGRAM TO THE PENNSYLVANIA HIGHER
16 EDUCATION ASSISTANCE AGENCY SHALL BE USED TO TEMPORARILY RELIEVE
17 PENNSYLVANIA STUDENT LOAN BORROWERS FROM INTEREST PAYMENTS FOR
18 NON-DEFAULTED PRIVATE LOANS THAT ARE HELD AND IDENTIFIED BY THE
19 PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY.

20 (B) METHODOLOGY.--TO IMPLEMENT THE PROGRAM UNDER SUBSECTION

21 (A), THE PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY SHALL:

22 (1) AUTOMATICALLY PLACE ALL BORROWERS THAT ARE IN A
23 REPAYMENT STATUS INTO A FORBEARANCE STATUS SUSPENDING
24 PAYMENTS UNTIL SEPTEMBER 30, 2020.

25 (2) ALLOW BORROWERS WHO ARE PLACED INTO A FORBEARANCE
26 STATUS UNDER PARAGRAPH (1) AN OPTION TO CONTINUE PAYMENTS AT
27 THE BORROWER'S DISCRETION.

28 (3) WAIVE THE INTEREST ACCRUAL ON PENNSYLVANIA HIGHER
29 EDUCATION ASSISTANCE AGENCY-OWNED PRIVATE STUDENT LOANS UNTIL
30 SEPTEMBER 30, 2020.

1 (4) MAKE THE PROGRAM AVAILABLE BEGINNING MARCH 13, 2020,
2 AND ENDING SEPTEMBER 30, 2020.

3 (C) EXPIRATION.--THIS SECTION SHALL EXPIRE ONCE ALL FUNDS
4 ALLOCATED UNDER THIS SECTION HAVE BEEN EXHAUSTED OR NOVEMBER 30,
5 2020, WHICHEVER OCCURS FIRST.

6 SUBARTICLE J

7 PENNSYLVANIA HOUSING FINANCE AGENCY

8 SECTION 190-C. DEFINITIONS.

9 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS SUBARTICLE
10 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
11 CONTEXT CLEARLY INDICATES OTHERWISE:

12 "AGENCY." THE PENNSYLVANIA HOUSING FINANCE AGENCY.

13 "ELIGIBLE LANDLORD." AN INDIVIDUAL OR ENTITY OWNING A PLACE
14 OF RESIDENCE THAT LEASES THE RESIDENCE TO AN INDIVIDUAL AND THAT
15 EXPERIENCED A LOSS OF RENTAL INCOME BECAUSE THE LESSEE BECAME
16 UNEMPLOYED AFTER MARCH 1, 2020, OR THE LESSEE HAD THEIR ANNUAL
17 HOUSEHOLD INCOME REDUCED BY 30% OR MORE DUE TO REDUCED WORK
18 HOURS AND WAGES RELATED TO COVID-19. THE LOSS OF RENTAL INCOME
19 MUST BE AT LEAST 30 DAYS PAST DUE.

20 "LESSEE." AN INDIVIDUAL WHO LEASES A PLACE OF RESIDENCE IN
21 WHICH THE INDIVIDUAL WILL PERMANENTLY RESIDE.

22 SECTION 191-C. MORTGAGE AND RENTAL ASSISTANCE PROGRAM.

23 (A) ESTABLISHMENT OF PROGRAM.--THE AGENCY SHALL ESTABLISH
24 THE COVID RELIEF - MORTGAGE AND RENTAL ASSISTANCE GRANT PROGRAM.

25 (B) PURPOSE OF THE PROGRAM.--THE PROGRAM SHALL RECEIVE
26 APPLICATIONS FROM LESSEES, LANDLORDS, MORTGAGEES AND MORTGAGORS
27 AND AWARD GRANTS TO ELIGIBLE LANDLORDS AND MORTGAGEES IN
28 ACCORDANCE WITH THIS ACT.

29 (C) USE OF FUNDS.--MONEY APPROPRIATED TO THE PENNSYLVANIA
30 HOUSING FINANCE AGENCY FOR COVID RELIEF - MORTGAGE AND RENTAL

1 ASSISTANCE SHALL BE USED TO MAKE GRANTS UNDER THIS SUBARTICLE.

2 (D) ALLOCATION.--THE AGENCY SHALL ALLOCATE A MINIMUM OF
3 \$150,000,000 OF THE FUNDS RECEIVED FOR USE UNDER THIS SUBARTICLE
4 FOR RENTAL ASSISTANCE GRANTS.

5 (E) GUIDELINES.--THE AGENCY SHALL ESTABLISH GUIDELINES THAT
6 ARE CONSISTENT WITH THE PROVISIONS OF THIS SUBARTICLE WITHIN 30
7 DAYS OF THE EFFECTIVE DATE OF THIS SECTION. THE GUIDELINES SHALL
8 BE:

9 (1) SUBMITTED TO THE LEGISLATIVE REFERENCE BUREAU FOR
10 PUBLICATION IN THE PENNSYLVANIA BULLETIN; AND

11 (2) POSTED ON THE AGENCY'S PUBLICLY ACCESSIBLE INTERNET
12 WEBSITE.

13 (G) PROGRAM REQUIREMENTS.--THE FOLLOWING SHALL APPLY:

14 (1) AN ELIGIBLE LESSEE, MORTGAGOR, LANDLORD OR MORTGAGEE
15 SHALL SUBMIT TO THE AGENCY THE NAME OF THE LESSEE OR
16 MORTGAGOR FROM WHOM RENTAL OR MORTGAGE PAYMENTS ARE SOUGHT,
17 ALONG WITH ANY ADDITIONAL INFORMATION DEEMED NECESSARY BY THE
18 AGENCY TO CARRY OUT THE AGENCY'S RESPONSIBILITIES UNDER THIS
19 SECTION.

20 (2) ASSISTANCE MAY BE AWARDED TO LESSORS OR MORTGAGEES
21 ON BEHALF OF LESSEES OR MORTGAGORS WHO BECAME UNEMPLOYED
22 AFTER MARCH 1, 2020, OR HAD THEIR ANNUAL HOUSEHOLD INCOME
23 REDUCED BY 30% OR MORE DUE TO REDUCED WORK HOURS AND WAGES
24 RELATED TO COVID-19.

25 (3) THE AGENCY SHALL DEVELOP AN APPLICATION FOR ELIGIBLE
26 LESSEES, MORTGAGORS, LANDLORDS OR MORTGAGEES TO APPLY FOR
27 ASSISTANCE UNDER THIS SECTION WITHIN 30 DAYS OF THE EFFECTIVE
28 DATE OF THIS SECTION. THE APPLICATION SHALL INCLUDE AN
29 ATTESTATION BY THE LANDLORD OR MORTGAGEE RELEASING THE LESSEE
30 OR MORTGAGOR OF ANY REMAINING OBLIGATION FOR ANY PAST DUE OR

1 FUTURE RENT OR MORTGAGE PAYMENT FOR WHICH THE AGENCY PAYS THE
2 LANDLORD OR MORTGAGEE. THE APPLICATION SHALL BE MADE
3 AVAILABLE AND POSTED ON THE AGENCY'S PUBLICLY ACCESSIBLE
4 INTERNET WEBSITE AND BE IN A FORM THAT CAN BE COMPLETED AND
5 RETURNED BY THE LESSEE, MORTGAGOR, LANDLORD OR MORTGAGEE
6 ELECTRONICALLY OR THROUGH THE UNITED STATES MAIL. THE
7 DEADLINE FOR SUBMITTING APPLICATIONS TO THE AGENCY SHALL BE
8 SEPTEMBER 30, 2020.

9 (4) THE AGENCY SHALL VERIFY THE NAME OF THE LESSEE OR
10 MORTGAGOR WITH THE DEPARTMENT OF LABOR AND INDUSTRY'S BUREAU
11 OF UNEMPLOYMENT COMPENSATION TO ENSURE THE LESSEE OR
12 MORTGAGOR BECAME UNEMPLOYED AFTER MARCH 1, 2020.

13 (5) THE AGENCY SHALL REQUIRE ANY APPLICANT SEEKING
14 ASSISTANCE BASED ON REDUCED WORK HOURS OR WAGES RELATED TO
15 THE CORONAVIRUS PANDEMIC TO SUBMIT INFORMATION VERIFYING SUCH
16 INFORMATION.

17 (6) THE AGENCY SHALL MAKE PAYMENTS ONLY TO LESSORS OR
18 MORTGAGEES.

19 (7) THE AGENCY SHALL MAKE PAYMENTS ONLY ON BEHALF OF
20 HOUSEHOLDS WITH AN ANNUALIZED CURRENT INCOME OF NO MORE THAN
21 THE UPPER LIMIT OF "MEDIAN INCOME" AS DEFINED IN GUIDELINES
22 PUBLISHED ANNUALLY BY THE UNITED STATES DEPARTMENT OF HOUSING
23 AND URBAN DEVELOPMENT.

24 (8) THE AGENCY SHALL NOTIFY EACH LESSEE OR MORTGAGOR OF
25 THE AMOUNT OF PAYMENT MADE TO THE LANDLORD OR MORTGAGEE ON
26 THE LESSEE'S OR MORTGAGOR'S BEHALF.

27 (9) THE AGENCY SHALL MAKE PAYMENTS AS FOLLOWS:

28 (I) FOR RENTAL ASSISTANCE, AN AMOUNT EQUAL TO 100%
29 OF THE LESSEE'S MONTHLY RENT, NOT TO EXCEED \$750 PER
30 MONTH, FOR EACH MONTH FOR WHICH ASSISTANCE IS SOUGHT FOR

1 A MAXIMUM OF SIX MONTHS. PAYMENTS SHALL BE MADE NO LATER
2 THAN NOVEMBER 30, 2020.

3 (II) FOR MORTGAGE ASSISTANCE, AN AMOUNT EQUAL TO
4 100% OF THE MORTGAGOR'S MONTHLY MORTGAGE, NOT TO EXCEED
5 \$1,000 PER MONTH, FOR EACH MONTH FOR WHICH ASSISTANCE IS
6 SOUGHT FOR A MAXIMUM OF SIX MONTHS. PAYMENTS SHALL BE
7 MADE NO LATER THAN NOVEMBER 30, 2020.

8 (H) REPORT.--BY DECEMBER 31, 2020, THE AGENCY SHALL ISSUE A
9 REPORT TO THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
10 APPROPRIATIONS COMMITTEE OF THE SENATE AND THE CHAIRPERSON AND
11 MINORITY CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF THE
12 HOUSE OF REPRESENTATIVES AND POST THE REPORT ON THE AGENCY'S
13 PUBLICLY ACCESSIBLE INTERNET WEBSITE. THE REPORT SHALL INCLUDE
14 THE FOLLOWING INFORMATION:

15 (1) THE TOTAL NUMBER OF LANDLORDS WHO APPLIED FOR
16 ASSISTANCE UNDER THIS SECTION.

17 (2) THE TOTAL NUMBER OF MORTGAGEES WHO APPLIED FOR
18 ASSISTANCE UNDER THIS SECTION.

19 (3) THE TOTAL AMOUNT OF ASSISTANCE THAT WAS SOUGHT.

20 (4) THE AVERAGE AMOUNT OF ASSISTANCE THAT WAS APPLIED
21 FOR UNDER THIS SECTION.

22 (5) THE AVERAGE AMOUNT OF ASSISTANCE THAT WAS PROVIDED
23 UNDER THIS SECTION.

24 (6) THE TOTAL NUMBER OF LANDLORDS AND MORTGAGEES WHO
25 RECEIVED ASSISTANCE UNDER THIS SECTION BY COUNTY.

26 (7) THE VALUE OF PAYMENTS MADE BY THE AGENCY UNDER THIS
27 SECTION BY COUNTY.

28 SUBARTICLE K

29 STATE SYSTEM OF HIGHER EDUCATION

30 SECTION 190.1-C. STATE UNIVERSITY ASSISTANCE.

1 (A) PROGRAM.--MONEY APPROPRIATED FOR COVID RELIEF - STATE
2 UNIVERSITIES SHALL BE USED BY THE STATE SYSTEM OF HIGHER
3 EDUCATION TO MAKE PAYMENTS TO STATE UNIVERSITIES FOR COSTS
4 RESULTING FROM THE PROCLAMATION OF DISASTER EMERGENCY ISSUED BY
5 THE GOVERNOR ON MARCH 6, 2020, PUBLISHED AT 50 PA.B. 1644 (MARCH
6 21, 2020), AND ANY RENEWAL OF THE STATE OF DISASTER EMERGENCY.

7 (B) DETERMINATION OF PAYMENTS.--PAYMENTS MADE UNDER THIS
8 SECTION TO EACH STATE UNIVERSITY SHALL BE DETERMINED AS FOLLOWS:

9 (1) MULTIPLY:

10 (I) THE 2019 FALL HEADCOUNT ENROLLMENT FOR EACH
11 STATE UNIVERSITY; BY

12 (II) THE AMOUNT OF THE APPROPRIATION FOR COVID
13 RELIEF - STATE UNIVERSITIES.

14 (2) DIVIDE:

15 (I) THE PRODUCT UNDER PARAGRAPH (1); BY

16 (II) THE 2019 FALL HEADCOUNT ENROLLMENT FOR ALL
17 STATE UNIVERSITIES.

18 (C) PAYMENT DEADLINE.--PAYMENTS MADE UNDER THIS SECTION
19 SHALL BE MADE NO LATER THAN JULY 15, 2020.

20 (D) REPORT.--BY JULY 31, 2020, THE CHANCELLOR OF THE STATE
21 SYSTEM OF HIGHER EDUCATION SHALL ISSUE A REPORT TO THE
22 CHAIRPERSON AND MINORITY CHAIRPERSON OF THE APPROPRIATIONS
23 COMMITTEE OF THE SENATE AND THE CHAIRPERSON AND MINORITY
24 CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF THE HOUSE OF
25 REPRESENTATIVES AND POST THE REPORT ON THE STATE SYSTEM OF
26 HIGHER EDUCATION'S PUBLICLY ACCESSIBLE INTERNET WEBSITE. THE
27 REPORT SHALL INCLUDE THE FOLLOWING INFORMATION:

28 (1) THE 2019 FALL HEADCOUNT ENROLLMENT FOR EACH STATE
29 UNIVERSITY.

30 (2) THE 2019 FALL HEADCOUNT ENROLLMENT FOR ALL STATE

1 UNIVERSITIES.

2 (3) THE PAYMENT MADE TO EACH STATE UNIVERSITY UNDER THIS
3 SECTION.

4 (4) THE TOTAL PAYMENTS MADE TO ALL STATE UNIVERSITIES
5 UNDER THIS SECTION.

6 (E) DEFINITIONS.--AS USED IN THIS SECTION, THE FOLLOWING
7 WORDS AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS
8 SUBSECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

9 "FALL HEADCOUNT ENROLLMENT." THE NUMBER OF STUDENTS ENROLLED
10 IN CREDIT-BEARING COURSES AND THE NUMBER OF STUDENTS ENROLLED IN
11 CLOCK-HOUR PROGRAMS.

12 "STATE UNIVERSITY." A UNIVERSITY WHICH IS PART OF THE STATE
13 SYSTEM OF HIGHER EDUCATION UNDER ARTICLE XX-A OF THE ACT OF
14 MARCH 10, 1949 (P.L.30, NO.14), KNOWN AS THE PUBLIC SCHOOL CODE
15 OF 1949.

16 SECTION 2. THE ACT IS AMENDED BY ADDING A SECTION TO READ:
17 SECTION 1735.1-A.1. RETURN OF COVID-19 RESPONSE TRANSFERS.

18 (A) RETURN OF SPECIAL FUND TRANSFERS.--ANY MONEY TRANSFERRED
19 FROM SPECIAL FUNDS UNDER THE GOVERNOR'S JURISDICTION TO A
20 RESTRICTED ACCOUNT UNDER SECTION 1735-A.1 SHALL BE RETURNED TO
21 EACH SPECIAL FUND IN AN AMOUNT EQUAL TO THE INITIAL TRANSFER.

22 (B) DEPOSIT.--MONEY RETURNED UNDER SUBSECTION (A) SHALL BE
23 TRANSFERRED TO THE APPLICABLE SPECIAL FUND FROM WHICH THE MONEY
24 WAS TRANSFERRED UNDER SECTION 1735-A.1 AND DEPOSITED BY JULY 31,
25 2020.

26 (C) RESTRICTION ON USE OF RETURNED FUNDS.--AFTER DEPOSIT
27 UNDER SUBSECTION (B), NO DEPARTMENT, COMMISSION, AGENCY, OFFICE
28 OR AUTHORITY OF THE GOVERNOR OR THE COMMONWEALTH SHALL EXPEND
29 ANY PORTION OF MONEY DEPOSITED INTO A SPECIAL FUND UNDER
30 SUBSECTION (B) UNLESS APPROPRIATED BY THE GENERAL ASSEMBLY.

1 SECTION 3. THIS ACT SHALL TAKE EFFECT IMMEDIATELY.