

Coronavirus *Flash Update*: Monday, June 29, 2020

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Note: *The Flash update is moving to a weekly schedule in July, with a Monday release. Special editions may be released to reflect significant or time sensitive COVID-19 legislative or regulatory action.*

The Latest News

- **U.S. COVID-19 cases** exceed 2,539,135 and 123,997 U.S. deaths. Worldwide COVID-19 cases exceed 10 million, and deaths exceed 500,000. (Source: CDC) (**Updated 6/29/20**)
- **U.S. stock market:** On Friday the markets dropped sharply for the day, with the Dow down 730 points, the S&P 500 falling 74 points, and the Nasdaq losing 259 points. Weekend trading in stock futures were pointing to further losses as of Sunday night. (**New**)
 - The Department of Labor’s Bureau of Labor Statistics weekly [jobless report](#) showed 1.5 million new state unemployment claims marking the 14th week in a row in which jobless claims topped one million. (6/25/20) (**New**)
 - Macy’s [announced](#) it will cut 3% of its corporate workforce or 3,900 jobs – this follows a February announcement that it was closing 125 stores and laying off 2,000 workers. (6/25/20) (**New**)
- The Guttmacher Institute released a [survey](#) showing that 34% of the child-bearing age women surveyed indicated that due to the coronavirus pandemic they wanted to **delay childbearing or have fewer children due to economic uncertainty and worries** about the health impact of the virus. (6/26/20) (**New**)
- The Government Accountability Office (GAO) [released a report](#) on **opportunities to improve the federal response and recovery efforts** from COVID-19. The GAO is an advisory arm of Congress and provides analysis and research per congressional requests. The report includes data on the

disbursement of COVID-19 related funding programs, including that 170,000 Paycheck Protection Program (PPP) loans were in returned in May.

- As of June 20, the SBA reports that \$128 billion in PPP funds remain. Small businesses **must apply** with a lender to be eligible for PPP funding **by June 30**. (6/25/20) (**New**)
- The GAO also released a [report on returning the federal workforce](#) to the workplace. (6/25/20) (**New**)

COVID-19 Federal & State Legislation

- **Bill 4.0:** The House is set to vote today on legislation to bolster the Affordable Care Act (ACA), H.R. 1425. The Energy and Commerce Committee has posted a [one page summary](#), [section-by-section](#), and the [text](#). The ACA enhancement measure and additional drug pricing proposal have passed the House in previous measures along party line vote. (**New**)
- The House Rules Committee will meet today to set the floor consideration parameters for H.R. 2, an [infrastructure investment package](#). (**New**)
 - The HEROES Act was the first formal offer on a new emergency stimulus bill, 4.0: For the full details on the HEROES Act, H.R. 6800, which passed the House on May 15:
 - The HEROES Act text is available [here](#).
 - A [1-pager](#) and 71 page [section-by-section summary](#) are available here.
 - And an outline of the [state and local funding provisions](#) is here.
- The **Paycheck Protection Flexibility Act, H.R. 7010**, was enacted on June 5. To learn more, see this A&B [Summary of the Paycheck Protection Flexibility Act](#). (6/5/20)
- **Bill 3.5: Paycheck Protection Program and Health Care Enhancement Act, (H.R. 266)** was enacted on April 24. Also available are a [section-by-section summary](#) and an [overview of the health care provisions](#).
 - A&B detailed summaries are below:
 - A&B [Summary](#) – **3.5 Small Business Provisions**
 - A&B [Summary](#) – **3.5 Health Care Enhancement Provisions**
- **Bill 3.0: Coronavirus Aid, Relief, and Economic Security (CARES) Act, (H.R. 748)** passed on March 27. A congressional section by section summary is available [here](#).
 - A&B detailed summaries are below:
 - A&B [Summary](#) – **CARES Act Health Provisions**
 - A&B [Overview](#) – **CARES Act Health Care Grants and Reimbursement Changes**
 - A&B [Overview](#) – **CARES Act Key Health Care Appropriations**
 - A&B [Summary and Analysis](#) – **CARES Act PPP & Other Business Funding Sources** (Updated 6/5/20)
 - A&B [Summary](#) – **CARES Act Small Business Provisions**
 - A&B [Summary](#) – **CARES Act Educational Provisions and Appropriations**
 - A&B [Summary](#) – **CARES Act Individual and Business Tax Provisions**
 - A&B [Summary](#) – **CARES Act Unemployment Provisions**
 - A&B [Summary](#) – **CARES Act Labor Provisions**
 - A&B [Guide](#) – how the CARES Act refundable Employer Retention tax credit for employers works
 - A&B [Hospital Provisions from all 4 bills tracker](#) (**Updated 6/28/20**)

- A&B [Provider Relief Fund Disbursements tracker](#) (**Updated 6/28/20**)
 - A&B [Summary](#) of oversight and enforcement provisions in the CARES Act
- Congress has passed three coronavirus emergency response bills and the first two are below:
 - **Bill 1.0: Coronavirus Preparedness and Response Supplemental (CPPRS)** ([H.R. 6074](#)) passed on March 5
 - **Bill 2.0: Families First Coronavirus Response Act (FFCRA)** ([H.R. 6201](#)) passed on March 18

Transition to “Reopening”

- **State/Other Actions**
 - For the latest information on state reopening decisions, see [A&B 50-State Reopening Tracker](#) - updated in each A&B Coronavirus Flash. (**Updated 6/24/20**)
- **Administration Actions**
 - The Governors from New York, New Jersey, and Connecticut [jointly announced](#) a **14-day quarantine restriction for incoming travelers from nine states** where COVID-19 cases have surged in the past week. The restrictions will apply to states with infection rates that exceed 10 people per 100,000 on a seven-day rolling average, or if 10% of the total population tests positive on a seven-day rolling average. Nine states currently meet the criteria for restrictions: Alabama, Arizona, Arkansas, Florida, North Carolina, South Carolina, Texas, Utah, and Washington. (6/24/20)
 - The Departments of Labor, Health and Human Services, and Treasury have jointly released [FAQs](#) on the COVID-19 **testing coverage mandate provisions** included in the Families First Coronavirus Response Act (FFCRA) and the Coronavirus Aid, Relief, and Economic Security (CARES) Act. The FAQs state that the mandate applies to medically appropriate COVID-19 tests and related care for symptomatic individuals and those with known or suspected exposure to an individual with COVID-19 but does **not apply to “return to work” screening testing and public surveillance testing**. The FAQs also address a number of other testing-related questions and provide a safe harbor for large employers with respect to certain telehealth services. (6/23/20)
 - The President signed an [executive order](#) directing U.S. Embassy/Consular offices to **cease issuance of H1B, H-4, H2B, J and L visas to persons who on June 24** do not have one of these valid nonimmigrant visa stamps in the their passport or other official travel documents. The order is in effect until December 31, 2020. (6/22/20)
 - The CDC updated or released guidance for reopening:
 - [Use of cloth face covering to slow the spread](#) (6/28/20) (**New**)
 - [Travel in the US](#) (6/28/20) (**New**)
 - [Direct Service Providers](#) (6/28/20) (**New**)
 - [Strategies for Optimizing Face Masks](#) and for [Eye Protection](#) (6/28/20) (**New**)
 - [Pharmacies](#) (6/28/20) (**New**)
 - [Bars and Restaurants](#) (6/27/20) (**New**)
 - [Mitigation Strategies for Small Retail Markets](#) (6/26/20) (**New**)
 - [Travel Recommendations by Country](#) (6/26/20) (**New**)
 - [Bank Employers](#) and [Bank Employees](#) (6/25/20) (**New**)

- [Drinking Water and Food](#) (6/25/20) (**New**)
- [Fairs, Shows, and Other Events with Animals](#) (6/25/20) (**New**)
- [Reopening Nursing Homes to Visitors](#) (6/24/20)
- [Public Messaging for Travelers \(including air, sea, and land traveling\)](#) (6/24/20)
- [When to Return to Work After Exposure](#) (6/22/20)

Department of Health and Human Services

- The **Department of Health and Human Services (HHS)** Coronavirus [webpage](#) has been updated. (**Updated 6/26/20**)
- HHS has a **tracking feature that allows public viewing of all COVID-19 HHS grants** and cooperative agreement awards on its [website](#). The grants were distributed through programs in the ACF, ACL, ASPR, CDC, DHHS/OS, HRSA, IHS, NIH, and SAMHSA. (**Updated 6/24/20**)
- The National Institutes of Health (NIH) [posted a discussion on Rapid Acceleration of Diagnostics \(RADx\)](#) between NIH Director Dr. Francis Collins and Dr. Bruce Tromberg, Director of the National Institute of Bioimaging and Bioengineering. (6/25/20) (**New**)
- The HHS Office of Biomedical Advanced Research and Development Authority (BARDA) has [announced](#) a partnership with Colorado State University's Infectious Disease Research Center (IDRC) to further the development of SolaVAX, a process to inactivate SARS-CoV-2. (6/25/20) (**New**)
- The HHS Health Services and Resources Administration [released a reminder](#) to health care providers submitting a COVID-19 **reimbursement claim for testing or treatment for uninsured patients**, they have a step by step process. (6/24/20)
- HHS [announced](#) it was **ending its funding of thirteen drive-thru testing locations** (originally set up by HHS and FEMA in March) and notes information on private testing locations. (6/24/20)
 - HHS released a [statement that a 14-day extension](#) has been given to fund five drive-thru testing locations in Texas. (6/26/20) (**New**)
- The HHS Administration on Children and Families (ACF) [released information](#) for parents and **families of children with disabilities** and for education staff on physical distancing. (6/24/20)
- The HHS ACF [released strategies](#) for supporting families experiencing **homelessness and housing instability** during COVID-19. (6/24/20)

HHS/CDC/CMS/HRSA CARES Act Provider Relief Funds

- HHS - the CARES Act Provider Relief Fund (PRF) [webpage](#) and [Portal](#) (**Updated 6/26/20**)
 - And the PRF [FAQs](#) (**Updated 6/25/20**) have been **updated and capture numerous modifications**.
- **HHS announced three new Provider Relief Fund allotments** completing the initial \$100 billion authorized by the CARES Act. (6/9/20) The three new allotments are:
 - \$10 billion for **safety net hospitals**. HHS has [posted the state-by-state breakdown](#). (6/10/20)
 - \$10 billion for a **second round funding for hot spot hospitals**.

- \$15 billion for **Medicaid and Children’s Health Insurance Program (CHIP) providers** that participate in state Medicaid and CHIP programs and have NOT received a payment from the Provider Relief Fund General Allocation and to receive funding an application must be submitted.
- The CDC has posted an [updated dataset](#) of **provider recipient specific payment** from the Provider Relief Fund **general distribution high impact targeted allocation and/or rural targeted allocation**. The dataset includes who has attested to receiving one or more payments and agreed to the terms and conditions as of June 24. (**Updated 6/26/20**)
- HHS posted a [resource on Provider Relief Fund disbursements](#) to serve as summary of the key details. The CARES Provider Relief Fund **hotline** is (866) 569-3522. (6/18/20)

Centers for Disease Control and Prevention

- The **Centers for Disease Control and Prevention (CDC)** COVIDView [Weekly Summary](#) is available. (**Updated 6/26/20**)
 - The CDC weekly COVID [forecast](#). (Updated 6/23/20)
 - The CDC [U.S. testing data](#). (**Updated 6/28/20**)
 - The CDC [updated](#) its information on **contact tracing and case investigation**. (**Updated 6/26/20**)
- The CDC [updated serology surveillance](#) information. (6/24/20)
- The CDC [posted an approach](#) for monitoring and evaluating community mitigation strategies for COVID-19. (6/22/20)
- The CDC has [updated guidance](#) for nursing homes and other long-term care facilities. (Updated 6/22/20)
- The CDC has released new guidance for:
 - [Management of Visitors to Healthcare Facilities](#) (6/28/20) (**New**)
 - [Optimizing N95 use](#) (6/28/20) (**New**)
 - [Clinical Questions and COVID-19](#) (6/28/20) (**New**)
 - [Returning Cruise Ship Passengers](#) (6/28/20) (**New**)
 - [Home Care for Patients with COVID-19](#) (6/28/20) (**New**)
 - [Training for Health Professionals](#) (6/26/20) (**New**)
 - [FAQs for Health Professionals](#) and [Clinical Care Guidance for Healthcare Professionals](#) (**Updated 6/25/20**)
 - [COVID-19 and Racial and Ethnic Minority Groups](#) (**Updated 6/25/20**)
 - [Nursing Home Residents](#) (**Updated 6/25/20**)
 - [Veterinarians and Veterinary Clinics](#) (**Updated 6/25/20**)
 - [People At Increased Risk](#) (**Updated 6/25/20**)
 - [Evidence Used to Calculate Medical Conditions at Risk](#) and [Medical Conditions at Risk for People of Any Age](#) (**Updated 6/25/20**)
 - [How to Protect Yourself and Others](#) (**Updated 6/25/20**)
 - [Pet Stores, Pet Distributors, and Pet Breeding Facilities](#) (6/24/20)
 - [Public Health Rapid Response Teams](#) (Updated 6/23/20)
 - [General Population Disaster Shelters](#) (6/23/20)

Centers for Medicare & Medicaid Services

- The **Centers for Medicare and Medicaid Services (CMS)** latest [news alert](#). (**Updated 6/25/20**)
 - For the latest COVID-19 related CMS guidance and FAQs visit the CMS Current Emergencies [webpage](#). (**Updated 6/26/20**)
- CMS released a [Special Trends Report](#) on health insurance exchange enrollment data during the COVID-19 pandemic. (6/25/20) (**New**)
- CMS released a [proposed rule](#) on Medicare home health payments and the home infusion therapy benefit, and it includes language to make permanent the telecommunication technology changes for providing home health care which were temporarily provided during the COVID-19 pandemic. (6/25/20) (**New**)
- CMS announced [plans to end the emergency blanket waiver for nursing home staffing data](#) submission requirement. The requirement to submit staffing data will end by August 14. (6/25/20) (**New**)
- CMS has announced **flexibility for clinicians** participating in the Medicare Quality Payment Program (QPP) Merit-based Incentives Payment System (MIPS) due to the impact of the COVID-19 pandemic. Clinicians may submit an [extreme circumstances exception application](#) to reweight any or all of the MIPS performance categories. (6/24/20)

Food and Drug Administration

- **FDA** provides a [daily roundup on COVID-19](#) related actions. (**Updated 6/26/20**)
 - **FDA** updated its [FAQs](#) on Testing for SARS-CoV-2 relating to the development and performance of tests for SARS-CoV-2. (**Updated 6/26/20**)
 - **FDA** maintains its COVID-19 [FAQs](#) for the general public. (Updated 6/19/20)
 - **FDA** [webpage](#) for health professionals. (Updated 6/24/20)
 - The agency also maintains a [public database](#) of drug shortages. (**Updated 6/26/20**)
 - The FDA has published a new [webpage on COVID-19 Educational Resources](#). (**Updated 6/26/20**)
- The FDA has updated its [list of ventilators and ventilator accessories with emergency use authorization](#). (6/25/20) (**New**)
- The FDA and the U.S. Department of Agriculture released a [joint statement](#) on food export restrictions pertaining to COVID-19. (6/24/20)
- The FDA [released a consumer update](#) on COVID-19 and food safety. (6/23/20)

Department of Homeland Security/FEMA

- The **Department of Homeland Security (DHS)** posts a [weekly update](#) of its response to COVID-19. (Updated 6/22/20)
- The Federal Emergency Management Administration (FEMA) [announced nearly \\$2 million in awards](#) to fund crisis counseling services for people struggling with mental health issues stemming from the COVID-19 pandemic. (6/25/20) (**New**)

Small Business Administration

- Small Business Administration (SBA) [announced it had reopened](#) the **Economic Injury Disaster Loan** and the Advance Program to small businesses and nonprofits. (6/15/20)
- The SBA **Paycheck Protection Program (PPP)**:
 - **Reminder: Small businesses must apply with a lender to be eligible for PPP funding by June 30.**
 - A PPP guidance on [how to calculate maximum loan amounts](#) has been posted. (6/26/20) (**New**)
 - The SBA has released an [interim final rule on certain eligible payroll costs](#). (6/25/20) (**New**)
 - The PPP [FAQs](#) have been updated. (6/25/20) (**New**)
 - The PPP borrower [application form](#) has been revised. (6/24/20)
 - The PPP lender [application form](#) has been revised. (6/24/20)
 - The SBA has released [interim final rule on additional eligibility](#). (Updated 6/24/20)

Department of Treasury/IRS/Federal Reserve

- The Department of Treasury [website](#) for **CARES Act** business assistance programs.
- The Internal Revenue Service (IRS) [announced](#) rollover relief for required minimum distributions from **retirement accounts** that were waived under the CARES Act. (6/23/20)
- The Federal Reserve and other federal and state regulatory agencies [issued guidance](#) for assessing **safety and soundness of financial institutions** considering the stress and impact from the pandemic. (6/23/20)

Other Agencies

- The U.S. Department of Agriculture (USDA) [announced](#) new flexibilities for school related nutrition programs. (6/25/20) (**New**)
 - The USDA has [awarded](#) \$86 million in **rural broadband** service grants in eight states. (6/24/20)
- The U.S. Department of Commerce Economic Development Administration continues to [award grants](#) to eligible county and metropolitan communities this week under the CARES Act to **boost economic recovery**. (**Updated 6/26/20**)
- The Consumer Financial Protection Bureau (CFPB) [issued its interim final rule on loss mitigation](#) options for home owners to “transition out of financial hardship” caused by COVID-19. (6/23/20)
- The **Federal Communications Commission (FCC)** released a [public notice](#) that they will no longer be accepting new applications for funding from the COVID-19 **Telehealth program** because the demand for funding exceeds the available funds (\$200 million). (6/25/20) (**New**)
 - The FCC [approved](#) an additional 77 **telehealth funding** applications totaling \$29.41 million in 44 states. (6/24/20)
- The Federal Trade Commission (FTC) and SBA [sent warning letters](#) to six companies that may be **misleading small businesses seeking SBA loans as a result of the COVID-19 pandemic**. The

warning letters detail the claims that could lead small businesses to believe the companies are affiliated with the SBA, or that small businesses can apply on their websites for loans through the Paycheck Protection Program (PPP) or other programs authorized by the Coronavirus Aid, Relief, and Economic Security (CARES) Act. The FTC and SBA warn the letter recipients to take immediate action to remove deceptive claims, to remediate any harm to consumers, and to notify the FTC within 48 hours about the specific actions they took to address the agency's concerns. (6/24/20)

- The U.S. Department of Housing and Urban Development (HUD) [announced](#) it was awarding \$962,160 in **grants to state and local fair housing organizations** in nineteen states as authorized by the CARES Act. (6/24/20)
- The Department of Justice posted a [COVID-19 fraud alert](#) regarding fraudulent cards claiming the Americans with Disabilities Act can **exempt face mask ordinances**. (6/26/20) **(New)**
 - For the latest in COVID-19 litigation read the latest issue of [A&B's Class Action Roundup](#). (6/25/20) **(New)**
 - The Department of Justice [released a statement that a Texas man has been charged](#) with fraudulently seeking \$13 million in PPP loans. (6/24/20)
- The **Department of Labor** will [host a webinar](#) on coronavirus-related sick leave requirements for business owners, employers and other stakeholders. **The webinar will be held on June 30, 9:30am to 10:30am CDT.** (6/23/20)
 - The Department of Labor Wage and Hour Division [announced](#) that an Opa-locka, Florida company has **paid an employee back wages** after it was determined the employer wrongly denied emergency paid sick leave due to testing positive for coronavirus. (6/25/20) **(New)**
 - The Department of Labor [developed an online tool](#) to help employees determine **eligibility for paid sick leave** due to coronavirus. (6/23/20)

Business Insurance Issues Related to COVID-19

- Lloyd's of London moved to dismiss the putative class action filed by El Novillo Restaurant in the United States District Court for the Southern District of Florida. **Lloyd's argues that the case ought to be dismissed for several reasons including that the Complaint fails to sufficiently allege "direct physical loss or damage to the insured properties"** or to nearby property, and that even if the complaint had alleged "direct physical loss or damage," the policy's microorganism exclusion and pollution exclusion operated to bar coverage. The docket entry is Dkt. 18, *El Novillo Rest., et al. v. Certain Underwriters at Lloyd's London*, No. 1:20-cv-21525-UU (S.D. Fla.). (6/22/20) **(New)**
- On June 23, a group of **minor league baseball teams sued their insurers alleging that the cancellation of the minor league baseball season in connection with the COVID-19 pandemic has resulted in "catastrophic financial losses for all minor league teams."** The teams assert that the unique operating model of minor league baseball teams, namely high fixed operating expenses and variable revenue tied to game attendance caused "prudent owners" to purchase business interruption insurance from Defendants. The teams further allege that the policies ought to cover the teams' losses resulting from cancellation of the season because there has been "direct physical loss or damage" in the form of "loss of use" to the teams' ballparks, but

that the Defendants “have failed to meet their obligations” under the policies. The teams assert claims for breach of contract, anticipatory breach of contract, and a “declaratory judgment that they are entitled to the full amount of coverage for which they paid premiums.” The case is *Chattanooga Professional Baseball LLC, et al. v. Philadelphia Indem. Ins. Co.*, No. 2:20-cv-03032-TJS (E.D. Pa.). (6/23/20) (**New**)

For background and the most up-to-date information, please visit the Centers for Disease Control and Prevention Coronavirus Disease 2019 website: [HERE](#). The additional federal agency links are provided by the White House Coronavirus Task Force:

What You Should Know:

- [How to Protect Yourself & Others](#)
- [What to Do If You Are Sick with COVID-19](#)
- [Symptoms](#)
- [Facts about COVID-19](#)
- [Guidance Documents](#)

Information for Businesses:

- [Information for Communities, Schools, and Businesses](#)
- [Workplaces during the COVID-19 Pandemic](#)
- [Cleaning and Disinfecting Your Facility](#)
- [Worker Safety and Support](#)
- [COVID-19 Critical Infrastructure Sector Response Planning](#)
- [General Business Frequently Asked Questions](#)
- [Information for Small Businesses](#)
- SBA: [COVID-19 Resources](#)
- Treasury: [Assistance for Small Businesses](#)
- DOL: [Guidance for Preparing Workplaces for Coronavirus](#)
- DOL: [COVID-19 and the American Workplace](#)
- DOL: [OSHA Resources for Workers and Employers on COVID-19](#)
- WHO: [Get Your Workplace Ready for COVID-19](#)
- CISA: [Risk Management for COVID-19](#)
- CISA: [Telework Guidance and Resources](#)
- CISA: [Guidance on the Essential Critical Infrastructure Workforce](#)

Information for Travel and Transportation:

- [Information for Travel](#)
- [Travel in the United States](#)
- [Public Health Considerations for Reopening Mass Transit During the Covid-19 Pandemic](#)
- [COVID-19 Travel Recommendations by Country](#)
- [Travel Restrictions to Prevent the Spread of Disease](#)
- [Airline Guidance](#)

- [Cruise Ship Guidance](#)
- [Cargo Ship Guidance](#)
- [Maritime Resources](#)
- [Returning from International Travel](#)
- [Travelers Returning from Cruise Ship and River Cruise Voyages](#)
- [Travel: Frequently Asked Questions and Answers](#)
- [Travelers Prohibited from Entry to the United States](#)
- [Communication Resources for Travelers](#)
- State: [Travel Advisories](#)
- State: [Traveler's Checklist](#)
- State: [Smart Traveler Enrollment Program](#)
- DOT: [FAQs from FTA Grantees Regarding COVID-19](#)
- DOT: [Expanded Emergency Declaration](#)
- FAA: [Guidance for Air Carriers and Crews](#)

Information for Healthcare Providers, First Responders, and Research Facilities:

- [Information for Healthcare Professionals](#)
- [Guidance for U.S. Healthcare Facilities](#)
- [Evaluating and Testing](#)
- [Staffing Resources](#)
- [Clinical Care Guidance for Healthcare Professionals](#)
- [Infection Control Guidance for Healthcare Professionals](#)
- [Preparedness Tools for Healthcare Professionals](#)
- [Strategies to Optimize the Supply of PPE and Equipment](#)
- [Potential Exposure in a Healthcare Setting](#)
- [Training for Healthcare Professionals](#)
- [Clinical Questions about COVID-19: Questions and Answers](#)
- [Pandemic Preparedness Resources](#)
- [Reporting Cases of COVID-19](#)

Alston & Bird Coronavirus Links

- Alston & Bird Coronavirus [Response & Relief](#) Web page
- To [Subscribe](#) to Alston & Bird Advisories
- For Alston & Bird [COVID-19 Insights and Events](#)
- **Previous Alston & Bird Coronavirus Advisories** (not included in the above)
 - **June 15**
 - [International Tax Advisory: Who Says You Can't Go Home? IRS Sends Care Package to Those Away From Home Due to COVID-19](#)
 - **June 8**
 - [Into the Unknown: Employee Retention Credits Remain Murky](#)

- **June 5**
 - [Environmental, Land Use & Natural Resources Advisory: President Issues Executive Order on Expediting Infrastructure Investments](#)
 - [What's in Store: A&B Review of the Challenges for Retailers During COVID-19](#)
- **June 3**
 - [Grand Reopening: Guidelines for Resuming Business Operations in California Amid COVID-19](#)
- **June 1**
 - [Federal Tax Advisory: Disaster Losses](#)
- **May 29**
 - [Environment, Land Use & Natural Resources Advisory: Emergency Rule 9 Amendment Provides Deadlines for Statutes of Limitations](#)
- **May 22**
 - [A&B Environment and Land Use Briefing: COVID-19 Articles Included](#)
- **May 21**
 - [Prescribing Paid Sick Leave -- An Important Tool for Primary Care During the Pandemic: JAMA Health Forum](#)
- **May 18**
 - [International Tax Advisory: Proposed Treasury Regulations Clarify UBTI "Silo" Rule](#)
 - [Financial Services Litigation / Financial Services & Products Advisory: CFPB Reflects on the Impact of COVID-19 and Provides a Window into Future Enforcement](#)
- **May 15**
 - [A&B Investment Management Updates, including items reflecting the impact of the coronavirus pandemic.](#)
- **May 12**
 - [Finance Advisory: Ginnie Mae Extends PTAP/C19 Assistance to Multifamily MBS Program](#)
 - [A&B Guide to Telehealth Waivers and Regulatory Flexibilities](#)
 - [The Digital Download -- Alston & Bird's Privacy & Data Security Newsletter](#)
- **May 8**
 - [Finance Advisory: ESG During the Coronavirus Crisis -- Should You Care?](#)
 - [Health Care / Privacy & Data Security Advisory: Expansive Interoperability and Data-Sharing Requirements Require Attention Despite Delays in Enforcement](#)
 - [Financial Restructuring & Reorganization Advisory: Delaware Courts Leery of Shareholder Obstruction](#)
- **May 6**
 - [Finance Advisory: Federal Reserve Revises Main Street Lending Program, Adds Third Option](#)
- **May 5**
 - [Finance Advisory: Brexit and Its Potential Impact on Cross-Border Litigation Throughout Europe](#)
 - [Investment Management Advisory: Update on Relief Under the CARES Act for Fund Managers](#)

- **May 4**
 - [Food, Drug & Device/FDA Advisory: Examining the Drug Supply Chain -- How the Public Health Emergency Impacts DSCSA](#)
- **April 30**
 - [College & Universities Advisory: Schools Face Class Action as Parents and Students Sue for Refunds](#)
 - [White Collar Government & Internal Investigations Advisory: New PPP Funding Ups Ante for Compliance Failure--Audits on the Horizon](#)
- **April 29**
 - [Health Care / Health Care Litigation Advisory: COVID-19 A Tipping Point for Telehealth Expansion](#)
- **April 28**
 - [Labor & Employment Advisory: The New Executive Order Suspends Entry of Immigrant Visa Applicants into the U.S. for 60 days](#)
- **April 24**
 - [Commercial Litigation Advisory: COVID-19 Impacts on Statutes of Limitations](#)
- **April 23**
 - [International Trade & Regulatory Advisory: FEMA Issues Guidance on Exemptions for Critical PPE Export Restrictions](#)
- **April 22**
 - [Labor & Employment Advisory: Developing a Plan to Bring Your Employees Back to Work](#)
- **April 21**
 - [Financial Advisory: Forbearance Agreements in the age of COVID-19 and National Shelter-in-Place Orders](#)
 - [Antitrust / Mergers & Acquisitions / International Trade & Regulatory Advisory: COVID-19 Affect European Foreign Direct Investment Reviews: New EU Guidance Potentially Heralds Increased Protectionism](#)
- **April 20**
 - [Financial Advisory: FHFA Limits Servicer Advancing Obligations for Loans in COVID-19 Forbearance](#)
- **April 17**
 - ["INSIGHT: Businesses Better Brace for Post-Coronavirus Lawsuits" Bloomberg Law](#)
 - [Antitrust / Labor & Employment Advisory: Federal Antitrust Agencies Remind Businesses That Colluding on Labor Issues Remains Illegal During Pandemic](#)
 - [Labor & Employment / Health Care / Corporate & Finance Advisory: Ramping Up: What Does Restarting Look Like?](#)
- **April 16**
 - [International Tax Advisory: Risky Business - Allocating Losses When Your Supply Chain Is Disrupted](#)
 - [Finance Advisory: Ginnie Mae Expands Pass-Through Assistance Program to Finance Servicing Advances in Response to COVID-19](#)

- **April 15**
 - ["Force Majeure Clauses in the Face of COVID-19: Commercial Leasing Guidance \(CA\)," Lexis Practice Advisor](#)
 - [Federal Tax Advisory: IRS Issues COVID-19 Forbearance Guidance for REMICs and Investment Trusts](#)
- **April 14**
 - [Investment Advisory: Federal Reserve Announces Main Street Lending Program to Provide Liquidity to Small & Mid-Size Businesses](#)
 - [Investment Management Advisory: Relief Under the CARES Act for Fund Managers](#)
- **April 13**
 - ["As Pandemic Triggers Continuity Plans, What RIAs and BDs Should Ask Themselves," Financial Planning](#)
 - [FDA & Environment Advisory: Cleaning Up After COVID-19? What You Need to Know Before You Manufacture, Import, or Sell Sterilizers, Sanitizers, Purifiers, and Disinfectants](#)
 - [Securities Law Advisory: SEC Reminds Companies to Keep Their Disclosures Looking Forward](#)
- **April 10**
 - [Securities Law Advisory: ISS Offers COVID-19-Conscious Policy Guidance](#)
- **April 9**
 - [Federal Tax Advisory: IRS Provides Partnerships a Mechanism to Claim Benefit of Retroactive CARES Act Provisions](#)
 - [Financial Services Advisory: Agencies Update Their Interagency Statement on Reporting Loan Modifications](#)
 - [Early Securities Class Actions Highlight COVID-19 Litigation Risk \(Law360\)](#)
 - [FDA Compliance & Enforcement Advisory: FDA Issues New Guidance on Supply-Chain Disruption Notifications During COVID-19 Emergency](#)
 - [Financial Restructuring & Reorganization Advisory: Protecting Recoveries in a Pandemic: What Creditors Can Do Right Now](#)
- **April 7**
 - [Updated FAQs Regarding Paid Leave Obligations Under the Families First Coronavirus Response Act](#)
 - [Cyber Alert: Cybersecurity and COVID-19: Four Categories of Cyber Threats and Practical Tips in Response](#)
- **April 6**
 - [Antitrust Advisory: Production and R&D Joint Ventures in a Pandemic: Reducing Antitrust Risk](#)
 - [Financial Services Advisory: Regulatory Agencies Issue Mortgage Servicing Guidance and FAQs for the CARES Act](#)
 - [White Collar, Government Investigations Advisory: CARES Act Follows Familiar Blueprint for Oversight and Enforcement](#)
- **April 3**
 - [EU State Aid Measures in the Fight Against COVID-19 Pandemic](#)

- **April 2**
 - [USPTO Announces Additional Limited Extensions Due to the COVID-19 Pandemic](#)
 - [Deadline for Reg BI and Form CRS Compliance Remains on Track](#)
 - [What Does the Coronavirus Mean for Companies and Their Critical Offshore Services?](#)
- **April 1**
 - [Federal Tax Advisory: Downward Stock Attribution for CFC Purposes](#)
 - [Hospital EMTALA Obligations Under Recent COVID-19 Waivers](#)
 - [CMS Issues Blanket Waivers from Physician Self-Referral Law Sanctions](#)
- **March 31**
 - [Additional Families First Coronavirus Response Act Paid Leave FAQs for Employers](#)
 - [SEC Extends Timeframe for Regulatory Relief for Investment Advisers and Investment Companies](#)
 - [Responsibility for Construction Site Safety in a Coronavirus World](#)
- **March 30**
 - [Keep Mystery to a Minimum in Your SEC COVID-19 Disclosures](#)
 - [How the CARES Act Will Affect Banking During the Coronavirus Emergency](#)
 - [Economy in Chaos: Is Bankruptcy Inevitable for My Business?](#)
 - [CMS Announces Expansion of Medicare's Accelerated and Advance Payment Program](#)
- **March 27**
 - [Utilization of Electronic Signatures and Records: What You Need to Know](#)
 - [SEC Extends Conditional Filing Relief to Companies Affected by COVID-19](#)
 - [COVID-19: What It May Mean for Landlords and Lenders Under Their CRE Facility Agreements](#)
 - [Congress Further Expands Medicare Telehealth Benefits with the CARES Act](#)
- **March 26**
 - [USTR to Consider Additional Tariff Exclusions Due to COVID-19 Pandemic](#)
 - [COVID-19 and Price Gouging](#)
 - [SEC Continues to Keenly Monitor Insider Trading During COVID-19 Pandemic](#)
- **March 25**
 - [Is the COVID-19 Outbreak an "Act of God"? Why It May Matter for Your Contracts](#)
 - [FDA and USDA Food Safety Response to COVID-19 & DHS "Critical Infrastructure" Classification of Food and Agriculture Sector](#)
 - [Does Your Force Majeure Provision Extend to the Coronavirus?](#)
 - [Competition Authorities Across Europe Relax Competition Law Enforcement During COVID-19 Outbreak](#)
 - [COVID-19 Impacts Antitrust Deal Reviews: New Procedures and Delays](#)
- **March 24**
 - [Health Care Providers with Exposure to COVID-19: What You Need to Know](#)
 - [Regulators Further Clarify Guidance Regarding Loan Modifications and Reporting](#)
 - [Avoiding Antitrust Risk as Industries Respond to the Coronavirus: Businesses Look to Collaborate & Federal Government Offers Expedited Avenues](#)

- **March 23**
 - [FDA Continues to Accelerate Availability of COVID-19 Tests](#)
 - [CFTC Issues No-Action Letter Offering Regulatory Relief for CPOs](#)
 - [Building a Case for Force Majeure in Construction Contracts](#)
- **March 20**
 - [Employee Benefits & Executive Compensation Advisory: Coronavirus Impact on Health Benefits: A Deeper Dive](#)
 - [FDA Compliance & Enforcement Advisory: FDA Temporarily Postpones Routine Domestic Inspections](#)
- **March 19**
 - [Antitrust / Mergers & Acquisitions Advisory: COVID-19 Impacts Antitrust Deal Reviews: New Procedures and Delays](#)
 - [Construction Advisory: Five Best Practices for Construction Industry Stakeholders During the Coronavirus Pandemic](#)
 - [Labor & Employment Advisory: Employee Leave Requirements Under the Families First Coronavirus Response Act](#)
 - [Labor & Employment / Health Care Advisory: Coronavirus \(COVID-19\) FAQs for Employers](#)
- **March 18**
 - [Cyber Alert: Six Practical Tips for Practicing Cyberhygiene in the Middle of a Global Pandemic](#)
 - [Advisory: Are You an "Essential Business" in California Counties Where Shelter-in-Place Order Have Been Issued?](#)
- **March 17**
 - [Finance Advisory: Coronavirus and Securitization: Disclosure and Diligence Issues](#)
- **March 16**
 - [Securities Law Advisory: SEC Provides Guidance on the Possible Impacts of COVID-19 on Annual Meetings](#)
 - [Health Care / Cybersecurity Preparedness & Response Advisory: COVID-19 and HIPAA: Privacy, Security, and Breach Response During a Global Pandemic](#)
- **March 13**
 - [Financial Services & Products Advisory: FINRA Guidance: COVID-19 and Business Continuity Planning](#)
 - [Food, Drug & Device/FDA Advisory: FDA Seeks Help to Solve Personal Protective Equipment Shortages](#)
 - [Securities Litigation Advisory: Securities Litigation Risk Arising Out of the Coronavirus Pandemic](#)
- **March 12**
 - [FDA Compliance & Enforcement Advisory: FDA Postpones Foreign Inspections Through April 2020: Considerations for Industry](#)
- **March 10**
 - [Labor & Employment / Health Care Advisory: Coronavirus, Employers, and Domestic Travel: A Complicated Business Decision](#)

- **March 6**
 - [Securities Law Advisory: SEC Provides Conditional Relief to Companies Affected by COVID-19](#)
- **March 5**
 - [Health Care Advisory: Congress Expands Medicare Telehealth Benefit Amid Coronavirus Concerns](#)
- **February 28**
 - [Labor & Employment / Health Care Advisory: The Coronavirus: Employer and Workplace Considerations](#)