

## H. 3210 - Phase II Cares Authorization - Conference Version

**Section 1** - Act 142 and the CARES Act funds as the source of authorizations and reimbursements

**Section 2** - States that the DHEC, state agency, and Unemployment Insurance Trust Fund authorizations are in addition to the amounts referenced in this bill. Requires any reimbursement disallowed by federal law to be promptly returned to the state.

**Section 3** - Phase II Authorizations:

- DHEC Statewide Testing and Monitoring - **\$73 M**
- MUSC - Statewide Testing - **\$20.1 M**
- UI Trust Fund - **\$420 M**
- Nonprofit Relief Program - **\$25 M**
- Minority and Small Business Relief Program - **\$40 M**
- State Agencies, Higher Education, and Local Government - **\$115 M**

### Directives to Receiving Entities

**Section 4** - Repurposes unused Phase I Department of Education funds for:

- School Safety Measures, including PPE (and granted 1<sup>st</sup> Priority)
- Virtual SC
- Hiring or contracting for school nurses in districts that do not have a full time nurse
- Tutoring, supplemental services, and support services for unengaged students; interventionists and after-school learning extensions that prioritize face-to-face instruction with a focus on students identified with reading or math difficulties and students with IEPs to address deficits resulting from COVID-19

**Section 5** - Authorizes state agencies to apply for reimbursement in a similar manner as defined in Phase I.

**Section 6** - Establishes a Non-profit Grant Program

- Establishes a non-profit grant program for qualifying expenditures including rent, payroll, utilities, PPE, etc. Grants Minimum grant: \$2,500; Maximum grant: \$50,000
- Eligibility: Any 501(C)(3) that has been operating in SC 6 months prior to the COVID-19 state of emergency
- Priority is given to entities that provide:
  - (1) food assistance
  - (2) rent or mortgage assistance
  - (3) utilities assistance
  - (4) mental health counseling
  - (5) health care services and access to health care supplies, mental health, and behavioral health services
  - (6) criminal domestic violence and children's advocacy services
  - (7) arts and cultural entities.
- Priority is also given to applicants that did not receive other assistance, such as PPP loan or any other CARES funds.
- Creates a panel to evaluate and award grants:
  1. Department of Social Services Director or designee
  2. Department of Mental Health Director or designee
  3. Department of Consumer Affairs Director or designee
  4. DAODAS Director or designee
  5. Secretary of State or Designee
  6. The Arts Commission Director or designee
  7. Department of Archives and History Director or designee

8. SC Housing Authority Director or designee

**Section 7** - Establishes a Minority and Small Business Grant Program.

- Grants are allowed for qualified expenditures including rent, payroll, utilities, etc. Any qualifying expenditures means costs associated with business interruptions resulting from COVID-19 health emergency.
- Minimum grant: \$2,500; Maximum grant: \$25,000
- Eligibility: A business that has 25 or fewer employees and has been operating in SC 6 months prior to the COVID-19 state of emergency
- Priority is given to economically disadvantaged individuals, socially disadvantaged individuals, minority business enterprises, businesses with fewer than fifteen employees with the greatest financial need, and applicants that have not received other assistance, such as PPP loan or any other CARES funds.
- Creates a panel to assign additional priorities:
  1. Commission for Minority Affairs Director or designee
  2. Secretary of Commerce or designee
  3. Director of the Department of Revenue or designee

**Section 8** - Requires DHEC to utilize funds in accordance with the statewide testing plan.

**Section 9** - Requires MUSC to use authorized funds for the university's COVID 19 at-risk testing initiative.

**Section 10** - Sets the time period for when expenses are eligible for reimbursement for Phase II and sets priority if eligible expenditures exceed available funds.

**Section 11** - Extends the date of reimbursable expenditures for the Hospital Relief Fund from Act 142, Phase I of the CARES Act Authorization to September 30, 2020. Does not authorize any additional funds.

**Section 12** - Directs EBO to reallocate any unused CARES Act funds in the following order:

1. UI Trust Fund
2. DHEC Statewide Testing and Monitoring
3. MUSC - Statewide Testing
4. State Department of Education
5. State and Local Governments, Independent Colleges and Universities
6. Minority and Small Business Relief Program
7. Non-Profit Grant Relief Program
8. Hospital Relief Program found in Act 142
9. Emergency Management Division
10. Broadband

**Section 13** - Allows Patriots Point to repurpose existing funds for revenue issues arising from COVID-19. Requires DOA to assist in the development of a long-term financial strategy and operational plan.

**Section 14** - Requires DEW to set the effective rates for 2021 at the same rates as 2020.

**Section 15** - Extends the Return to Work provision previously adopted in the Continuing Resolution for all of FY 20-21.

**Section 15** - Constitutionality of this Act provision

**Section 16** - Effective upon approval of the Governor