

# Keeping the Doors Open in a Pandemic: Practice Financing and Relief Funds

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#### May 7, 2020

### Agenda

- 1. Health Catastrophe Creating an Economic Catastrophe
- 2. Federal Small Business Financial Assistance Programs
- 3. Federal Health Care Provider-Focused Assistance Programs
- 4. Expense Minimization Strategies
- 5. What's Next?





### **Totality of Pandemic Exceeds Economics**

#### February 18<sup>th</sup>

"Our base case is that the virus does not become a full-blown pandemic, and that the short-term economic impact is noticeable but manageable."

-Sam Bullard, Managing Director, Wells Fargo

#### April 8<sup>th</sup>

"We are facing a human crisis unlike any we have experienced" and our "social fabric and cohesion is under stress."

-Amina J. Mohammed, UN Deputy-Secretary General

#### April 28<sup>th</sup>

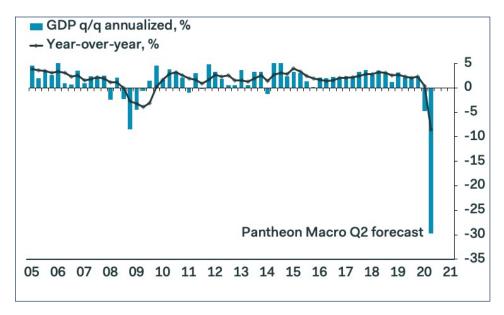
"We aren't going to just pick up where we left off. Social distancing is incompatible with the kind of economy we have always known."

-John Mauldin, Economist



### **Totality of Pandemic Exceeds Economics**

COVID-19 and the pursuant shutdown measures created an extreme drop in economic activity, with unprecedented pace.

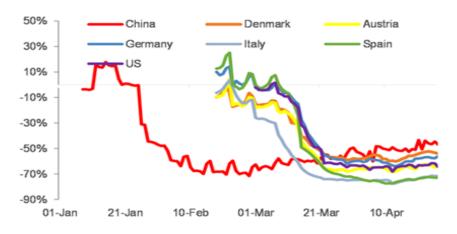




### Disastrous Global Economic Impact

Chart 3: Alternative data show slow improvement as lockdowns are eased, but through higher mobility as leisure and flights stay subdued

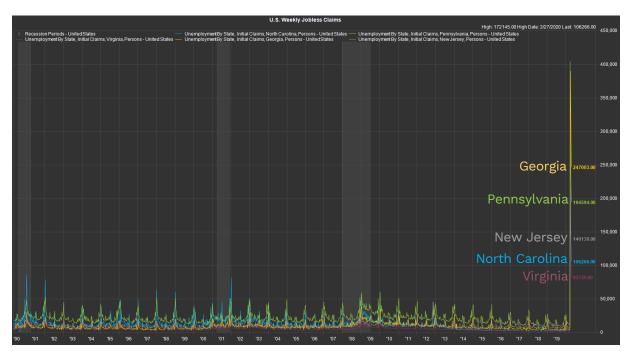
JPM composite of daily alternative data sources. Composite is an equally-weighted average of metrics tracking a) flights; b) leisure (restaurant reservations, box office revenues); c) mobility; and d) energy consumption. Depending on data availability the underlying metrics expressed as % change relative to previous year/years or % change relative to level in weeks preceding COVID outbreak in each area.



Source: J.P. Morgan



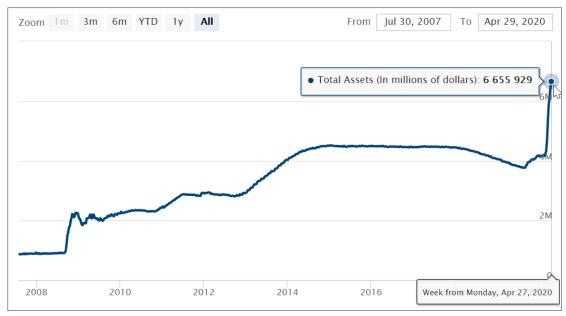
### U.S. Weekly Jobless Claims





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### Unprecedented Federal Reserve Balance Sheet Expansion in Response to COVID-19 Crisis





https://www.federalreserve.gov/monetarypolicy/bst\_recenttrends.htm

### Relevant CARES Act Financial Relief/Aid Programs

- » Main Street Loan Facilities:
  - Main Street New Loan Facility
  - Main Street Priority Loan Facility
  - Main Street Expanded Loan Facility

- » SBA Programs:
  - Paycheck Protection Program
  - Economic Injury Disaster Loans
     (EIDL)—currently only available to agricultural companies
- » Business Tax Measures



### **Main Street Lending Programs**

- » Designed to help small or medium-sized businesses that are too large for the PPP program or don't qualify for other relief programs
  - Eligible businesses: Up to 15,000 employees or up to \$5B in revenue.
     Attestations as to COVID-19 impact required. Must be US companies and have material US operations. Certain restrictions on how funds can be used (no stock buybacks, capital distributions, HCI payroll ceilings).
  - Lender retains 5-15% participation, loans are not forgivable
  - Up to \$600B in total capacity



### Main Street Lending Program Terms

Main Street Lending Program Loan Options	New Loans	Priority Loans	Expanded Loans
Term	4 years	4 years	4 years
Minimum Loan Size	\$500,000	\$500,000	\$10,000,000
Maximum Loan Size*	The lesser of \$25M or an amount that, when added to outstanding and undrawn available debt, does not exceed 4.0x adjusted 2019 EBITDA	The lesser of \$25M or an amount that, when added to outstanding and undrawn available debt, does not exceed 6.0x adjusted 2019 EBITDA	The lesser of \$200M, 35% of existing outstanding and undrawn available debt, or an amount that, when added to outstanding and undrawn available debt, does not exceed 6.0x adjusted 2019 EBTTDA
Risk Retention	5%	15%	5%
Payment (year one deferred for all)	Years 2-4: 33.33% each year	Years 2-4: 15%, 15%, 70%	Years 2-4: 15%, 15%, 70%
Rate	LIBOR + 3%	LIBOR + 3%	LIBOR + 3%



### CARES Act Programs through the SBA

- » Paycheck Protection Program
- » Economic Injury Disaster Loans—currently only available to agricultural companies
  - EIDL Emergency Advance
  - SBA Express Bridge Loans



### **Paycheck Protection Program**

- » Forgivable loans up to \$10M if used for eligible expenses (at least 75% for maintaining payroll)
- » Eligibility:
  - Less than 500 employees
  - Attestation that funds are needed to maintain employees as a result of COVID-19
- » Proceeds available are 2.5x average monthly payroll (with exceptions)
- » 1% interest rate on any unforgiven loans



### EIDL (Economic Injury Disaster Loan)

- » Longer term, non-forgivable loans
- » Up to \$2M available based on demonstrated actual economic injury as determined by SBA

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- » 3.75% fixed rate loans, terms up to 30 years
- » Emergency Advance of \$10K (essentially a grant)
- » Eligible businesses must demonstrate harm from COVID-19
- » Less restrictive on uses than PPP



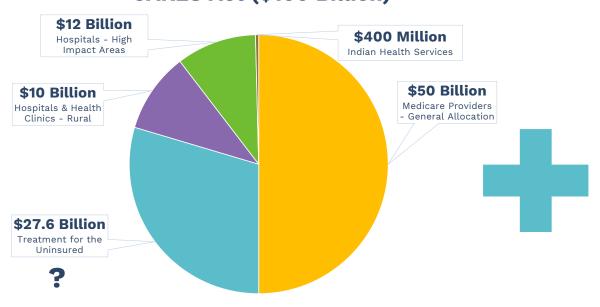
### SBA Express Bridge Loans

- » Designed for small businesses who have an established relationship with an SBA Express Lender to quickly access up to \$25,000
- » Used to help with financial need while applying for an EIDL Loan
  - Fast turnaround
  - Will be repaid in full or in part by proceeds from the EIDL Loan

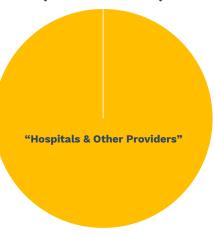


### **Provider Relief Fund**

#### **CARES Act (\$100 Billion)**



#### PPP & Health Care Enhancements Act (\$75 billion)



"Further, separate funding" also indicated (but no allocation made) for SNFs, dentists, & providers that solely take Medicaid



### **Provider Relief Fund**

**General Allocation to Medicare FFS Providers—\$50 Billion** 

Overall Payment Estimate



**2018 Program Service Revenue** 

\$2.5 trillion



\$50 Billion

- » Round 1 (\$30 Billion)—Automatic distribution based on share of total 2019 Medicare FFS payments (all funds distributed)
- » **Round 2 (\$20 Billion)**—Additional distribution based on submission of revenue information to HHS portal (ongoing, rolling distribution)
- » Recipients must sign attestation confirming receipt & agreeing to Terms & Conditions— No Balance Billing; recipient info to be made public



#### **Provider Relief Fund**

#### Targeted Allocation—Treatment for the Uninsured

- » COVID-19 Uninsured Program
  - Testing (\$2 billion—from FFCRA & PPP Act)
  - Treatment (estimated \$27.6 billion from CARES Act Provider Relief Fund)
- » Providers must enroll as participant in new HRSA-operated program to bill for services
  - Enrollment portal open (Apr. 27)—must sign attestation
  - Claims submissions open (May 6)—may submit claims for services provided on or after Feb. 4

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- Reimbursements begin (May 18)—most reimbursement will be at Medicare FFS rates



## Medicare Accelerated and Advance Payment Program

- » Practices could request up to three months of Medicare payments in advance
- » CMS approved almost 24,000 applications and advanced \$40.4 billion in payments to Part B suppliers
- » CMS suspended program for Part B suppliers on April 26



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### Other Health Care Funding

- » Temporary Suspension of Sequestration Cuts
  - 2% Medicare FFS increase
- » Telehealth Expansion
  - More patients eligible to receive services
  - More types of services billable to Medicare
  - Removal of geographic restrictions
  - Payment increases (& cost-sharing waivers)
  - Audio-only encounters





#### Expense Minimization Strategies

#### **CARES Act Tax Relief**

- » Tax filing deadlines and estimated tax payment due dates delayed
  - Filing date for individuals delayed from  $4/15 \rightarrow 7/15$
  - 4/15, 6/15, and 9/15 quarterly estimated business taxes delayed to 10/15
- » Refundable credit against employer portion of social security taxes equal to 50% of eligible wages from 3/13—12/31/2020 up to a maximum of \$10K per employee. Credit is available to any employer for any quarter impacted by COVID-19.

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» Can carry back NOLs up to five years



#### Expense Minimization Strategies

#### Rent Relief

- » Requests for rent reduction, deferral, and/or lease term restructuring much more likely to succeed than forgiveness.
  - Example: 60-90 days of deferral, then 12-month recoupment period, then adding 3-6 months of term extension
- » Consider offering to pay enough to cover landlord's fixed costs
  - Usually \$7-8/square foot
- » Be prepared to substantiate hardship



#### What's Next?

### Depends on Virus & Political Will

- » Many virus-related unknowns (transmissibility, severity)
- » Vaccine creation & effectiveness
- » Competing priorities
  - Politics vs. economics vs. public health
- » Ongoing federal and state economic stimulus





### Questions?



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### **Consulting Support**

- » Curi is offering its member practices a free practice management consultation session of up to one hour from Curi partners Medical Management Associates, Inc., or Smith Anderson.
- » For MMA, email curi@medicalmanagement.com.
- » For Smith Anderson, contact Robert Shaw at rshaw@smithlaw.com or 919-260-2720.
- » Please identify the name of your Curi-affiliated practice when you reach out.

