

Report to Constituents

Congressman Gregorio Kilili Camacho Sablan | Representing the People of the Northern Mariana Islands

Help when needed most Yutu/Covid: Congress addresses the crises

Typhoon Relief Act: \$130m just for the Marianas, \$244m CDBG-DR largest grant ever

Legislation to help the Northern Mariana Islands and American communities nationwide struck by typhoons, earthquakes, and other natural disasters in 2018 and 2019 became U.S. Public Law 116-20 on June 6, 2019.

Congressman Gregorio Kilili Camacho Sablan was able to include special set-asides for the Marianas worth \$130 million and ensured the Marianas was eligible for tens of millions more in recovery grants for schools, utilities, child care, highways, and other essential services.

Within days of Super Typhoon Yutu, Congressman Sablan was on the phone, describing the damage to Rep. Nita Lowey, who would chair the appropriations committee in January 2019, when Democrats became the majority in the U.S. House of Representatives.

Under Democratic rules in the new Congress, insular area Delegates could again vote on legislation. And Sablan's first votes on the House floor were for his own amendments to Lowey's disaster bill, making \$36 million available for the Marianas Medicaid program and \$25 million for food aid.

He had already secured \$56 million for solid waste facilities in the base bill and \$10.4 million for sewer and water infrastructure in the Marianas.

The biggest part of the recovery aid—and the largest single federal grant ever for the Marianas—comes through the Community Development Block Grant—Disaster Recovery program. That \$244 million is for long-term, “unmet needs” not covered by the \$541 million in aid from the Federal Emergency Management Agency and other first responders.

The Commonwealth's plan of use for CDBG-DR is now open for public comment and must be submitted for approval to the U.S. Department of Housing and Urban Development by August 31.



Presiding over disaster debate. Congressman Sablan chaired debate on the 2019 disaster relief bill that provides hundreds of millions for typhoon recovery in the Marianas. With Democrats in the majority, Sablan is again able to preside and vote during meetings of the Committee of the Whole House. Afterwards, he returned to the floor to offer amendments making \$36 million available for Medicaid and \$25 million for food assistance in the Marianas. Both amendments passed and were enacted in Public Law 116-20.

Greetings!

“Help when needed most” is truly the story of the last two years.

Repairing the damage to lives and property caused by typhoons Mangkhut and Yutu began as soon as the storms hit and continues to this day.

Then came the coronavirus crisis, an immediate threat to everyone's health and an on-going economic disaster.

In Congress, we responded quickly and forcefully, as this Report to Constituents details for you. The resources of the federal government—and the American people—have never been more generously given to us in the Marianas.

Help never comes quickly enough, however, for those whose lives are at risk and uprooted by disasters. Hundreds of millions of federal dollars Congress made available remain to be used. So, my job is more than getting funding laws enacted. I have to make sure federal officials do all they can to put that money to work, rebuilding what was destroyed and putting the Marianas on the road to a better future.



Kilili

CARES Act funds help the Commonwealth, schools, hospital, workers, businesses, taxpayers

Recovery rebates to taxpayers, unemployment benefits for laid-off workers, grants/loans to businesses, and federal funds for education, health, childcare, and other Commonwealth government responsibilities — all were goals Congressman Sablan met March 27, 2020, when Congress passed the Coronavirus Aid, Relief, and Economic Security, or “CARES,” Act.

The CARES Act was the third and most sweeping legislative response to the on-going pandemic, authorizing some \$2 trillion. Nor was it the last. (See HEROES Act, p. 4.) **Highlights include:**

\$1,200 tax rebates, \$500 per child

\$42.7 million has been paid out, so far, to 27,000 Marianas income tax payers as CARES Act recovery rebates. Individuals receive up to \$1,200 and joint filers up to \$2,400, with an additional \$500 per child.

The same amounts are being paid to U.S. taxpayers nationwide to soften the economic shock of the pandemic on households.

\$945 per week unemployment benefit

Congressman Sablan negotiated eligibility for a \$945 weekly benefit for workers in government and the private sector laid off because of the coronavirus. A special Pandemic Unemployment Assistance program had to be created for Marianas workers in the CARES Act and others not covered by existing unemployment systems.

\$345 of the Marianas weekly benefit is based on the national average for unemployment assistance and runs up to 39 weeks. The federal government pays the Commonwealth 100 percent of administrative costs.

“Direct cash aid for workers and their families to make up for lost income was a top priority,” said Sablan.

See CARES Act, p. 2.

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Kilili Sablan
PRSRT STD

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Work in Progress

House okays permanent status for long-term investors, workers

The House of Representatives has passed H.R. 560, granting permanent status—in the Marianas only—to 56 foreign investors, originally admitted under Commonwealth immigration law. The same status would be available to about 2,500 CWs, Commonwealth-only Transitional Workers. Some have been in the Marianas for forty years.

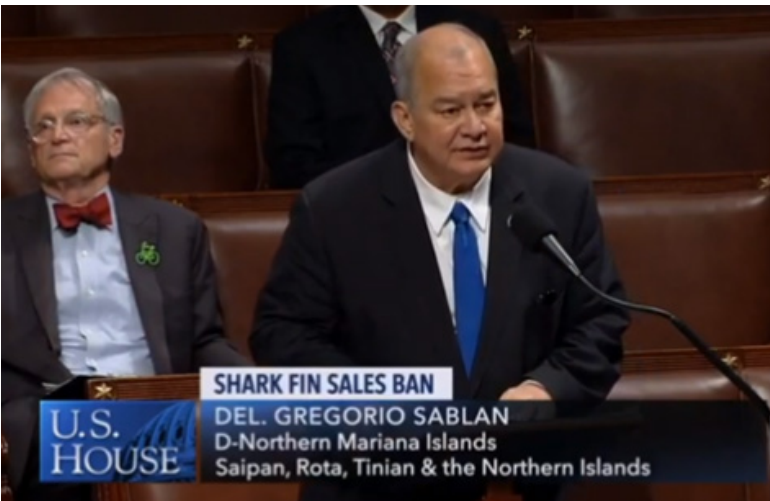
Congressman Sablan's bill received broad bipartisan support, when the House voted on February 27, 2020. Permanent resident status does not provide a pathway to U.S. citizenship or convey any right to public services, such as food stamps or Medicaid. But ending the year-to-year uncertainty for these E-2C visa investors is good for the economy. And moving long-term workers out of the CW program stabilizes the labor market, as the number of permits shrinks each year.

Governor gets requested loan legislation

At a meeting on May 20, 2020, Governor Ralph Torres asked Congressman Sablan for a change in the Stafford Act, so the Commonwealth could borrow \$90 million through the Federal Emergency Management Administration's Community Disaster Loan program. And Sablan fulfilled that request with language in Section 312 of the FY21 appropriation for the Department of Homeland Security.

Current law allows municipalities to receive Community Disaster Loans, not a state-level government like the Commonwealth. Current law also caps the loans at \$5 million. The language Sablan had added to the appropriations bill removes those two barriers.

The Commonwealth suffered significant lost revenues and increased operations expenses as a result of the back-to-back typhoons in 2018; and the loan is intended to cover that difference. Sablan's bill language also gives three years to apply, rather than the usual two, so the Commonwealth can reach back and claim the 2018 losses.



House votes to protect sharks

Following the example of the Northern Marianas and 14 other U.S. states and territories, the House approved legislation to ban the buying and selling of shark fins nationwide by an overwhelming 310-107 vote on November 20, 2019. Congressman Sablan's Shark Fin Sales Elimination Act, co-led by Rep. Michael McCaul of (R-TX), gathered 287 cosponsors—easily the largest number for an ocean conservation bill in the 116th Congress.

The Humane Society Legislative Fund recognized Sablan for his leadership on animal protection issues. The global shark fin trade contributes to the loss of up to 73 million sharks each year. Largely due to this demand for fins some species have declined by 90 percent. As apex predators, sharks play a pivotal role in the health of our oceans. They are also important to the economies of many coastal communities.

A companion bill in the Senate authored by Senators Corey Booker (D-NJ) and Shelley Moore Capito (R-WV) has 37 cosponsors.

More money for veterans cemetery upkeep

Both the Veterans of Foreign Wars and the American Legion support Congressman Sablan's legislation doubling the current \$5 million limit on grants to cover operations and maintenance of veterans cemeteries, including the Marpi veterans cemetery. Sablan introduced H.R. 5487, the Veterans Cemetery Improvement Act in December 2019 together with Rep. Bryan Steil (R-WI).

U.S. Senators Jon Tester (D-MT), Mike Rounds (R-SD), Jack Reed (D-RI), and John Hoeven (R-ND) have introduced a Senate companion bill, S. 3788.



Bipartisan agreement. One thing House Speaker Nancy Pelosi and President Donald Trump could both agree on was Congressman Sablan's bill saving 1,039 individuals from deportation. They have been living in the Marianas under humanitarian parole, which the Trump administration canceled in December 2018. U.S. Public Law 116-24 creates a new, Marianas-only permanent resident legal classification, so these stateless, in-home caregivers, and immediate relative of U.S. citizens can stay.

1,039 saved from deportation

Up to 1,039 people were saved from deportation with enactment of Congressman Sablan's Northern Mariana Islands Long-Term Legal Residents Relief Act on June 25, 2019. Over 800 spouses and parents of U.S. citizens in the Marianas, 50 in-home caregivers, 5 individuals born in the islands before Covenant citizenship provisions went into effect, and persons who had been given permanent resident status under Commonwealth law in the early 1980s are now eligible to apply to live and work permanently in the Marianas under U.S. Public Law 116-24.

The five groups have been living in the Marianas under humanitarian parole originally granted during the Obama administration and renewed every two years. The Trump administration, however, vowed to end their parole and work authorizations on December 14, 2018, and gave everyone six months to find another status or leave the

islands.

Congressman Sablan responded by asking the Trump administration to work with him to draft legislation giving the parolees permanent legal status in the Marianas. The Congressman introduced the resulting bill, H.R. 559, on January 15, 2019. He then used his new position in the Democratic-majority House, as Vice Chair for Insular Affairs, to call a hearing in February. Governor Ralph Torres and many Marianas community members testified in favor of Sablan's bill.

The House passed H.R. 559 on June 3. The Senate followed on June 20. And the President signed the bill into law on June 25, just days before deportation proceedings could begin.

With passage of the Act, the Trump administration agreed to extend parole for the five groups covered to give them time to apply for the new, permanent status. **The deadline for application is August 17, 2020.**

CARES Act funds *from front page*

Money for teachers, students, schools

With \$22.4 million from the CARES Act, the Marianas Public School System was able to pay teachers and school staff, who had been furloughed for weeks.

Northern Marianas College received \$4.7 million. Much went as cash aid to College students beginning in April to cover tuition, pay for books, food, and childcare, and buy the technology needed for distance learning.

Both PSS and the College are also using CARES Act funds to move classes to online platforms in the 2020/21 school year.

As Chairman of the House Subcommittee on Early Childhood, Elementary and Secondary Education, Congressman Sablan prioritized school funding during CARES Act negotiations.

Grants, loans for business keep employees paid

CARES Act Paycheck Protection Program loans worth \$39 million had gone to 473 Marianas businesses and nonprofits as of June 30. The loans become outright grants for businesses that use the money to keep employees on payroll through the economic downturn.

In addition, 217 Economic Injury Disaster Loans worth

\$14 million and 246 grant advances worth \$1 million were approved through July 3.

Congressman Sablan also advocated for help to the airlines, so important to the tourism economy and everyday life in the Marianas.

There is \$29 billion in grants and another \$29 billion for airline loans and loan guarantees in the CARES Act.

But he insisted—and the Act assures—that “air carriers that get federal help maintain services to remote communities like ours.”

\$22.7 million also went to the Commonwealth Ports Authority to maintain its airports during the pandemic. In return, the CARES Act requires retention of 90 percent of the CPA workforce.

CNMI gets \$36.3 million to make up lost revenue

The CARES Act, as originally introduced by Senate Leader Mitch McConnell (R-KY), had no direct aid for insular area or state governments.

Sablan made aid for cash-strapped local governments a top priority in his advocacy for the Marianas and rallied other insular area Delegates around this effort.

The need was filled in final negotiations of the law. The

Commonwealth got \$36.3 million, about \$700 per capita in direct aid. The average for state governments was about \$460 per capita.

A special set-aside for the Marianas, Puerto Rico, and American Samoa's food assistance programs netted the CNMI \$1.8 million. And a \$4 million population-based grant to respond to the pandemic came from another set-aside of \$55 million just for the insular areas. Money for test kits and personal protective equipment also came to the Marianas through this special fund.

Help for front-line health providers

The Commonwealth Health Center, Kagman Community Health Center, and private providers all got help from the CARES Act.

Together with funding from two earlier coronavirus relief acts CHCC has been awarded \$11.4 million to respond to the continuing health threat.

Kagman Community Health Center received \$647,167. Total health funding to the Marianas to date is \$12.1 million.

The money is broadly available for medical supplies and equipment, retrofitting facilities, for building surge capacity, and for test supplies.



Full Committee Hearing: The Insular Areas Medicaid Cliff



New money for Medicaid. Using his new authority as Vice Chair for Insular Affairs, Congressman Sablan called a hearing of the House Natural Resources Committee on May 23, 2019 to focus attention on the Medicaid funding “cliff” faced by the Marianas and the U.S. territories. Commonwealth Healthcare Corporation CEO Esther Muna and Ms. Helen Sablan and the Medicaid Directors from all the insular areas testified, a first. The Directors described the life and death choices they faced with limited funding. Congress quickly responded with \$120 million in new funding and by lowering the local match, temporarily, to zero.

Just in time: Millions more for Medicaid

Healthcare for those in the Marianas who cannot afford the high cost of insurance became more certain in the 116th Congress. \$120 million in new federal funds for Medicaid were made available for fiscal years 2020 and 2021 in Public Law 116-94.

The money came just in time, as the \$150 million, secured for Marianas Medicaid in the Affordable Care Act in 2010, was gone by early 2020. And the Marianas was left with just \$6.9 million in annual formula funding.

Medicaid is critical to the 17,537 U.S. citizens in the Marianas who earn too little to pay private insurance premiums. But everyone benefits, because Medicaid is almost half the revenues of the Commonwealth Healthcare Corporation. And, according to CHCC, without that Medicaid income the Marianas’ only hospital would close.

The additional \$120 million

might not have been enough, except that Congress also reduced how much local money the Commonwealth government needed to match the federal funds. The Affordable Care Act, or “Obamacare,” had lowered the local match from 50 percent to 45 percent. At that rate the Commonwealth needed \$98.2 million to access the new federal money—difficult in the best of times, impossible with the revenue losses after Super Typhoon Yutu and the coronavirus crisis.

Public Law 116-94 lowered the local responsibility to 17 percent, or \$24.6 million. As it became clear even that was too much for the Commonwealth, however, Public Law 116-127 lowered the local match again to 10.8 percent, or \$14.4 million.

Although the 116th Congress produced these significant improvements for Medicaid in the Marianas,

the changes are temporary. The real goal remains permanent inclusion in national healthcare programs on the same basis as any U.S. state. That means unlimited Medicaid funding each year and a local match based on per-capita income.

The \$120 million the Marianas has for FY20 and 21 is very close to what we would use, if funding were unlimited. And the 10.8 percent local match is actually better than the 22.24 percent match the poorest state, Mississippi, pays.

Congressman Sablan’s bill, H.R. 6495, doing away with the Medicaid cap, currently has 38 cosponsors, including senior members of the Democratic leadership. He was also able to add the Marianas as a U.S. state for purposes of Medicaid in the Health Equity and Affordability Act, H.R. 6637, which is now supported by 98 Members of Congress.

Tools for economic recovery

The Marianas and all of the United States face a long period of economic recovery. Providing more tools for worker training and small business growth is one way the Congress can help that recovery from the pandemic.

Grant consolidation: less overhead/more training

The Marianas, American Samoa, Guam, U.S. Virgin Islands, and the Republic of Palau could consolidate Adult, Dislocated Worker, and Youth formula grants they get from the Workforce Innovation and Opportunity Act thanks to language

included at Congressman Sablan’s request in the FY21 Labor-Health-Education appropriation bill.

Marianas access to SBA grants/microloans

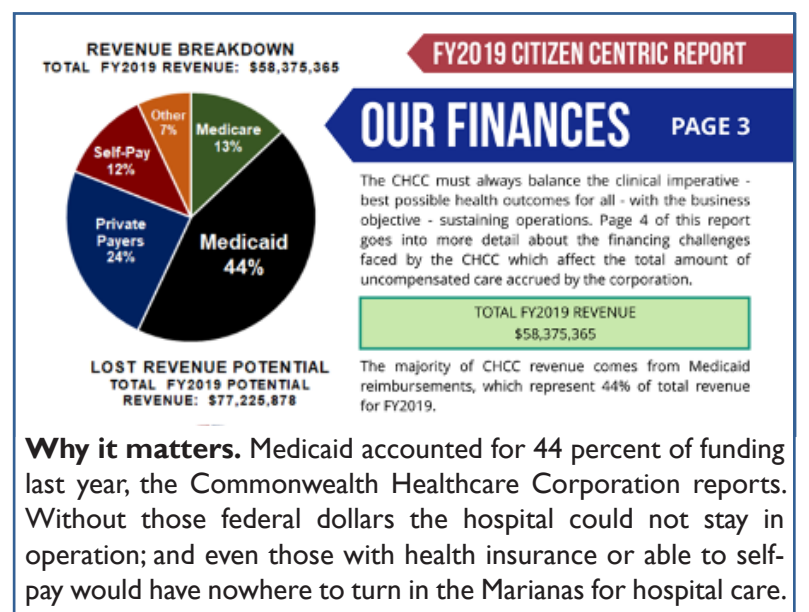
Women and people from economically disadvantaged backgrounds could get up to \$125,000 from the Small Business Administration as seed money for business start-ups. Up to \$600,000 would be available to the Marianas to provide free or low-cost services, such as help with loan application, business planning, and marketing. Both are grant programs not

currently available to the Marianas. But Congressman Sablan’s H.R. 2603 changes that.

Small businesses would also have access to the SBA’s microloan program, providing up to \$50,000 for loans not typically offered by banks.

FAST eligibility

An amendment to the National Defense Authorization Act by Congressman Sablan makes the Marianas eligible for the SBA’s Small Business Development Center and Federal and State Technology (FAST) programs.



Locking in water funding

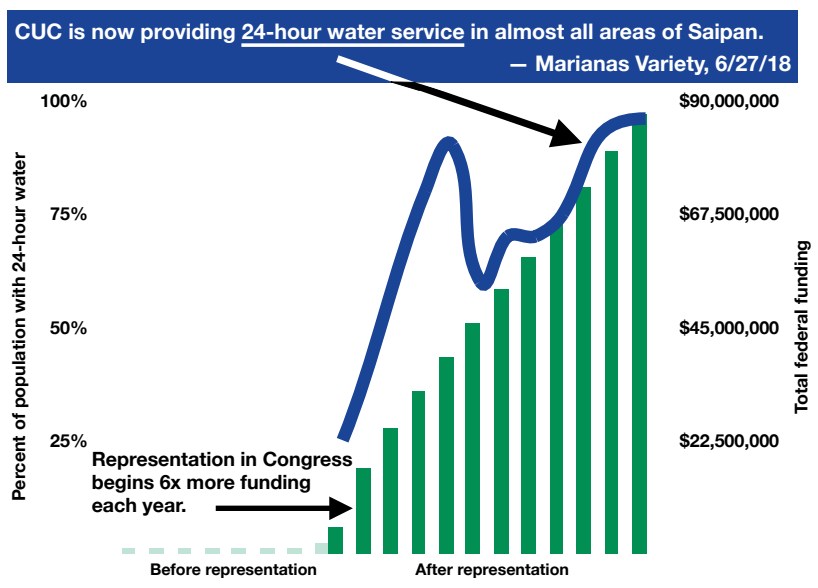
The House passed a sweeping infrastructure bill on July 1, 2020; and Congressman Sablan used it to lock in a formula for water and wastewater funding that has brought 24-hour water to most Saipan households.

Sablan has pushed the set-asides of Clean Water Act and Safe Drinking Water Act for the insular areas from 0.25 and 0.33 percent, respectively, to 1.5 percent in annual appropriations laws ever since being elected in 2009. That brought \$85 million to the Marianas. And as the graph, below, shows, the more funding the more households get 24-hour water.

During debate on the infrastructure bill, Sablan offered an amendment that makes the 1.5 percent set-aside of Safe Drinking Water Act funds permanent. The bill also makes permanent 1.5 percent for Clean Water Act funds.

“Locking in the increase means we will continue to improve our water systems,” Congressman Sablan said, “Ultimately, we want everyone to have access to drinkable water in their homes and end the discharge of sewage into the waters around our islands.”

Sablan was also able to add \$10.4 million for Marianas water systems to the massive disaster relief bill, U.S. Public Law 116-20, enacted in 2019.



U.S. Public Laws with Sablan Language Important for the Marianas

1. **P.L. 111-13 – Edward M. Kennedy Serve America Act.** Marianas included in Domestic Volunteers Service Act and National Volunteer Antipoverty programs.
2. **P.L. 111-84 – National Defense Authorization Act.** Section 527: Marianas positions at each service academy increased from one to two.
3. **P.L. 111-148 – Patient Protection and Affordable Care Act.** Section 2005: 30% increase in Medicaid base funding, Marianas matching rate lowered to 45 percent.
4. **P.L. 111-152 – Health Care and Education Reconciliation Act of 2010.** Section 1323: Provides additional \$109 million to the Marianas for Medicaid.
5. **P.L. 111-244 – Guam political status education.** Section 2: Marianas minimum wage increase rescheduled.
6. **P.L. 111-320 – Child Abuse Prevention and Treatment Act reauthorization.** Section 311: Marianas gets state share of Domestic Violence Coalition grant.
7. **P.L. 111-364 – Diesel Emissions Reduction reauthorization.** Section 2: State share of Diesel Emissions Reduction grant provided to Marianas.
8. **P.L. 111-383 – National Defense Authorization Act.** Section 642: Authorizes exchange store expansion feasibility study. Section 3503: Merchant Marine Academy nominations allowed for Marianas Delegate.
9. **P.L. 112-239 – National Defense Authorization Act.** Section 588: Requires display of Marianas flag on military installations along with all state flags. Section 1699a: Marianas included in State Trade and Export Promotion (STEP) Grant program.
10. **P.L. 113-4 – Violence Against Women Reauthorization Act.** Section 201: Doubles grant for Sexual Assault Services Program in the Marianas.
11. **P.L. 113-34.** Section 1: Ownership of submerged lands conveyed to Mariana Islands. Section 2: Minimum wage increases rescheduled.
12. **P.L. 113-66 – National Defense Authorization Act for 2014.** Section 515: Authorization of feasibility study for National Guard unit in Marianas.
13. **P.L. 113-79 – Agricultural Act of 2014.** Section 4031: Creates Marianas SNAP pilot program, \$32.5 million provided.
14. **P.L. 113-121 – Water Resources Reform and Development Act of 2014.** Section 10321: Increases waiver of Marianas match for Army Corps projects.
15. **P.L. 113-235 – Consolidated and Further Continuing Appropriations Act.** Section 10: Immigration transition extended from 2014 to 2019.
16. **P.L. 113-291 – National Defense Authorization Act of 2015.** Section 3051: Authorizes Rota National Park Resource Study.
17. **P.L. 114-92 – National Defense Authorization Act of 2016.** Section 556: Marianas positions at each military service academy increased from two to three.
18. **P.L. 114-95 – Every Student Succeeds Act.** Section 1121: Increases Title IA funding for the Marianas.
19. **P.L. 114-305:** Authorizes naming of Saipan Post Office.
20. **P.L. 115-53 – Northern Marianas Economic Expansion Act:** Increases CW permits, bars use for new construction workers, increases funds to train U.S. workers.
21. **P.L. 115-182 – VA MISSION Act.** Section 213: Authorizes feasibility study for a VA community based outpatient clinic in the Marianas.
22. **P.L. 115-218 – Northern Mariana Islands U.S. Workforce Act.** Extends immigration transition to 2030; new protections for U.S. workers, local business, legacy employees.
23. **P.L. 116-20 – Additional Supplemental Appropriations for Disaster Relief Act.** Increased funding for Marianas Medicaid, food assistance.
24. **P.L. 116-24 – Northern Mariana Islands Long-Term Legal Residents Relief Act.** Permanent status in the Marianas for CNMI Permanent Residents, “stateless,” immediate relatives of U.S. citizens.
25. **P.L. 116-24 – Disaster Recovery Workforce Act.** 3,000 additional CW permits for typhoon repairs.



A partnership continues, virtually. Chairman Lisa Murkowski called insular representatives to the Senate Energy and Natural Resources Committee in July to consider next steps for responding to COVID-19. Over many years, Murkowski and Sablan have worked successfully together on legislation important to the Marianas, including the 2018 U.S. Workforce Act and the 2019 Long-term Residents Relief Act. He urged the Senate to act quickly on the House-passed HEROES Act.

What's Next...

HEROES Act: \$2.9 billion for Marianas

The Marianas gets over \$2.9 billion to help with the health and economic crisis caused by coronavirus in the relief act the U.S. House of Representatives passed on May 15, 2020.

Congressman Sablan's priorities—cash aid to schools and the Commonwealth government, more relief for individuals and households, and CIP funds for health-related infrastructure—were all included in the Health and Economic Recovery Omnibus Emergency Solutions, or HEROES, Act.

\$2B protects retirees, government jobs

The House-passed bill gives the Commonwealth \$2.14 billion to “replace foregone revenues ... stemming from the public health emergency, or its negative economic impacts.”

Retiree pensions and government jobs would be safe, until the islands' tourism-based economy recovers.

To make sure the money gets where it is needed, the HEROES Act includes \$29 million for the Saipan, Tinian, Rota, and Northern Islands municipalities, which provide many public services.

Money for teachers, schools through 2022

The HEROES Act adds \$81 million for Marianas schools to the \$28 million in the CARES Act Education Stabilization Fund. Together with the schools' share of the \$2.14 billion that replaces Commonwealth general revenues, this should cover the costs of school years 20-21 and 21-22 for the Public

School System, Northern Marianas College, and Northern Marianas Trade Institute.

Funding can cover teacher and staff pay, distance learning technology, sanitation of schools, transportation, and health services.

There is, also, \$10 billion in the HEROES Act just for colleges, which NMC qualifies for.

\$1,200 recovery rebate, new family tax credits

The HEROES Act includes a second round of recovery rebates—\$1,200 for individuals, \$2,400 for joint filers—that most Marianas taxpayers already received.

Children, including full-time students below age 24 could also qualify for \$1,200.

Federal funding for the Earned Income Tax Credit, which Congressman first proposed in H.R. 4309 in 2015, was added to the HEROES Act. Taxpayers can use the credit to offset CNMI income tax they owe or get a cash refund—the average nationwide is \$2,476.

The HEROES Act makes the Child Tax Credit \$3,000, \$3,600 for children under 6.

There is \$30 million to help cash-strapped Marianas families pay for utilities and other homeowner expenses.

And \$1.82 million is set aside for the Marianas Nutrition Assistance Program.

Unemployment benefits through January 2021

For those laid off because of the coronavirus, Pandemic Unemployment Assistance of \$345 weekly and Federal Pandemic Unemployment Compensation of \$600 continues through January 2021.

Together, CARES Act and HEROES Act unemployment benefits could put \$174 million into the Marianas economy.

\$945 million for insular infrastructure

Congressman Sablan made water infrastructure a priority, as the HEROES Act was drafted, and got a set-aside of \$945 million for insular areas.

The Environmental Protection Agency told Congress that amount is needed to get to a U.S. standard that maintains public health, protects the environment, and helps rebuild tourism.

The HEROES Act also supports hardening infrastructure by allowing the use of disaster funds as a local match for FEMA grants, as the CNMI Fiscal Response Task Force recommended.

More Medicaid improvements

Sablan's goal of state-like terms for financing Medicaid in the Marianas is addressed. The HEROES Act reduces the local match requirement from 11 percent to 3 percent. And there is no cap on how much the federal government will grant the Commonwealth as a result of that change.

The cap would also be removed for care to citizens of the Freely Associated States, if the Marianas Governor so chooses.

Medicaid is the federal health insurance program for low-income persons and demand has increased during the coronavirus crisis from 15,970 to 17,537, according to the Commonwealth Medicaid Agency.

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