



Israel Practice

COVID-19 INSIGHTS UPDATE

Holland & Knight COVID-19 Insights

August 14, 2020

We trust you and your families are all well, safe and in good health. Holland & Knight in partnership with the Israel-America Chamber of Commerce keeps you updated on pertinent American-Israeli topics relating to legal considerations and federal funding opportunities in connection with the coronavirus (COVID-19).

We invite you to read the Alerts below and reach out to us to discuss your thoughts or any questions you may have on this issue.

More information is available on our [COVID-19 Response Team page](#).

Relevant Insights:

- [COVID-19 Civil Immunity Under Proposed Federal SAFE TO WORK Act and State Laws](#)

As the first wave of COVID-19 exposure lawsuits begins to spread across the country, already-struggling businesses are looking to state and federal governments for immunity from liability. However, state laws regarding COVID-19 civil immunity have varied widely when it comes to key questions such as who qualifies for immunity, what acts or omissions are



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protected, and how long the immunity lasts. In addition, a proposed federal law faces an uphill battle due to stalled negotiations over the next coronavirus relief package as well as some unique features of the act itself.

- [When HHS Knocks at the Door — Preparing for Provider Relief Fund Attestation Defense](#)

Healthcare & Life Sciences Partners Jeremy Sternberg and Michael Manthei joined PYA for a webinar offering an overview of the CARES Act Provider Relief Fund and its reporting requirements. Although the funds function similarly to grants in that they do not require repayment, their use must be carefully documented, and audits are possible. This webinar covered the attestation requirements and areas of use, potential challenges for rural hospitals, the implications of non-compliance or false claims, and ways to demonstrate attestation made in good faith, should issues arise.

- [CMS Releases 2021 MPFS and QPP Proposed Rule](#)

The Centers for Medicare & Medicaid Services (CMS) published the Calendar Year (CY) 2021 Proposed Rule for the Medicare Physician Fee Schedule (MPFS), which contains updates to the Quality Payment Program (QPP). The MPFS dictates Medicare rates and policies under Part B, while the QPP implements two value-based payment programs: the Merit-Based Incentive Payment System (MIPS) and Alternative Payment Models (APMs). Among notable changes, CMS has proposed to make permanent certain telehealth changes that have been implemented in response to the COVID-19 public health emergency (PHE), generally confirmed the evaluation and management (E/M) documentation guidelines and payment changes finalized in the 2020 MPFS, and proposed changes to the MIPS and APM participation options and requirements for 2021.

Holland & Knight Upcoming Webinars:

- [Practical Considerations in Real Estate During and After the COVID-19 Pandemic](#)

Date/Time: August 20 at 12pm ET

Please join Holland & Knight's Real Estate Practice and Bankruptcy, Restructuring and Creditors' Rights Group, as well as RSM US LLP, for a discussion of the current real estate market and what to expect after the COVID-19 pandemic.

About Our Israel Practice:

Holland & Knight is a U.S.-based global law firm with a strong commitment to the state of Israel. With an intimate understanding of the Israeli economic, political and social environment, members of Holland & Knight's [Israel Practice Team](#) provide a wide array of legal services to



Meital Stavinsky

Miami
+1.305.789.7710
Washington, D.C.
+1.202.828.5004
meital.stavinsky@hkllaw.com



Ronald J. Klein

Fort Lauderdale
+1.954.468.7874
Washington, D.C.
+1.202.469.5152
ron.klein@hkllaw.com

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Holland & Knight

www.hkllaw.com

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DISCLAIMER: Please note that the situation surrounding COVID-19 is evolving and that the subject matter discussed in these publications may change on a daily basis. Please contact your responsible Holland & Knight lawyer or the authors of these alerts for timely advice.

The information provided herein presents general information and should not be relied on as legal advice when analyzing and resolving a specific legal issue. If you have specific questions regarding a particular fact situation, please consult with competent legal counsel about the facts and laws that apply.

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