

Cybersecurity and Infrastructure Agency (CISA) – part of Department of Homeland Security

See below on some minor updates from FEMA + CISA and Q+As. No major takeaways. Most of the information – particularly in the Q + As – is not applicable to us. I included them (if you have time to read them), in the event you are interested in what other industries are discussing and what might be happening in other states.

Restrictions on Exporting PPE (FEMA)

- Much of the discussion and Q and As were around FEMA's [temporary final rule](#) and Customs and Border Patrol's (CBP)'s [guidance](#) explaining the rule, which prevents the export of certain PPE, with some exemptions. For suppliers to export, they have to include a letter of attestation on corporate letterhead, which cites the exemption claimed. FEMA is considering a template document.
- FEMA and CBP (as well as Dept. of State) are considering broadening the exemptions, based on feedback from the industry, particularly around suppliers and Mexico/Canada.
- On Thursday's call, they hope to have someone from CBP and/or State to answer questions.

Other issues

- FEMA is receiving many inquiries in the nature of "my supplier told me FEMA is taking my PPE." FEMA's response is to contact FEMA and "send us the details to ensure we are not disrupting your portion of the supply chain."
- CISA is tweaking the guidance on essential critical infrastructure workers (within 1-2 days). There will not be too many shifts. They would like all states/localities to adopt it, but recognize the issue is local.

Questions

- Q. Are the Feds going to push states to say expired licenses are ok, since DMVs are closed? That's how essential workers get to work. A. We discuss this with National Governor's Association, it is a state decision. President extended REAL ID requirements another year.
- Q. In trying to fill gaps in the supply chain for hand sanitizer, we are working with local breweries and wineries. Many of these places are doing this for use for free, even though they are in the red. However, in the last week, the price of ethanol rose more than 140% (from \$4 to \$20/gallon). What can the Feds do? Reporting price gouging is not enough. Any funding? A. CISA asked the chemical sector via an advisory for voluntary diversion of 1-2 stock commodities related to ethanol to allow the use for hand sanitizer, but is not sure they have seen any ease/slack yet. FEMA has heard conflicting information from ethanol producers, so maybe someone is inserting themselves in the middle. There is guidance on how to upgrade fuel ethanol to meet the USDA/FDA standards for ethanol in hand sanitizer. Looking into.
- Q. Can you put out guidance for small businesses on how exactly to open back up? Which employees to bring back? How does transportation work? A. We are discussing.
- Q. Representing welders – given up much of our stock of PPE to medical field, now we are having trouble getting our own masks, but we are needed on essential projects. How do we become critical infrastructure? A. We are looking at this issue. We are considering PPE required prior to COVID vs PPE required now. As the supply chain opens, we'll keep discussing. But, please send us hard data from various sectors to build this out.
- Q. Same question for people that incinerate waste, including from health care facilities. OSHA requires masks.
- Q. Same question from railroad industry – running into issues with the suppliers interpreting the guidance too broadly. We are essential workers, so have to come to work, but also have to wear

PPE. One supplier said FEMA ceased supply, another said that the order was dropped in priority because of federal guidance.

- Q. Any way to force states/localities to adopt critical infrastructure guidance? Issue is San Fran and commissions charged for food delivery. A. We encourage the guidance but support local decisions on this issue. We have had experiences of localities revising guidance with our input, so let use know if we can be helpful.
- Q. Emerging issue on what to do with livestock. 50% of animal protein market has been lost, what do we do with the animals? A. Yes, we are aware. After the livestock and the farm, the next is the processing facilities. We have our finger on the pulse and are talking about ways to balance.