Expiring Eviction Moratoriums and COVID-19 Incidence and Mortality

Kathryn M. Leifheit, Sabriya L. Linton, Julia Raifman, Gabriel L. Schwartz, Emily A. Benfer, Frederick J. Zimmerman, and Craig Evan Pollack

Correspondence to Dr. Kathryn M. Leifheit, Department of Health Policy and Management, UCLA Fielding School of Public Health, 650 Charles Young Dr. S, Los Angeles, CA 90095 (email: kleifheit@g.ucla.edu)

Author affiliations: Department of Health Policy and Management, University of California, Los Angeles Fielding School of Public Health, 650 Charles Young Dr. S Los Angeles, California, United States (Kathryn M. Leifheit, Frederick J. Zimmerman); Department of Mental Health, Johns Hopkins University School of Public Health, 624 N. Broadway, Baltimore, Maryland, United States (Sabriya L. Linton); Department of Health Law, Policy, & Management, Boston University School of Public Health, 715 Albany Street, Boston, Massachusetts, United States (Julia Raifman); Philip R. Lee Institute for Health Policy Studies, University of California, San Francisco, 3333 California St, San Francisco, California, United States (Gabriel L. Schwartz); Wake Forest University School of Law, 1834 Wake Forest Rd, Winston-Salem, North Carolina, United States (Emily A. Benfer); Department of Health Policy and Management, Johns Hopkins School of Public Health, 624 N. Broadway, Baltimore, Maryland, United States (Craig Evan Pollack); Department of Medicine, Johns Hopkins University School of Medicine, 733 N Broadway, Baltimore, Maryland, United States (Craig Evan Pollack)

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Conflicts of interest: Dr. Pollack owns stock in Gilead Pharmaceuticals. The work detailed here does not evaluate any specific drug or intervention produced by Gilead. Dr. Pollack is an unpaid member of Enterprise Community Partners' Health Advisory Council and was a paid consultant to the Open Communities Alliance. Dr. Pollack works part time on a temporary assignment with the Department of Housing and Urban Development (HUD), assisting the department on housing and health issues. The findings and conclusions in this article are those of the authors and do not necessarily represent those of HUD or other government agencies. Preliminary results from this research were cited in Amicus Curiae briefs in support of the CDC's national moratorium on eviction as a public health measure. KM Leifheit, SL Linton, J Raifman, GS Schwartz, EA Benfer, and CE Pollack signed on to the briefs as amici and EA Benfer was the lead author of the brief. EA Benfer and KM Leifheit have provided expert testimony to legislative bodies regarding public health implications of evictions during the pandemic.

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Abstract

The COVID-19 pandemic and associated economic crisis have placed millions of U.S. households at risk of eviction. Evictions may accelerate COVID-19 transmission by decreasing individuals' ability to socially distance. We leveraged variation in the expiration of eviction moratoriums in U.S. states to test for associations between evictions and COVID-19 incidence and mortality. The study included 44 U.S. states that instituted eviction moratoriums, followed from March 13th to September 3rd, 2020. We modeled associations using a difference-indifference approach with an event-study specification. Negative-binomial-regression models of cases and deaths included fixed effects for state and week and controlled for time-varying indicators of testing, stay-at-home orders, school closures, and mask mandates. COVID-19 incidence and mortality increased steadily in states after eviction moratoriums expired, and were associated with doubling of COVID-19 incidence (incidence rate ratio 2.1; 95% confidence interval (CI) 1.1,3.9) and a five-fold increase in COVID-19 mortality (mortality rate ratio 5.4; CI 3.1,9.3) 16 weeks after moratoriums lapsed. These results imply an estimated 433,700 excess cases (CI 365200, 502200) and 10,700 excess deaths (CI 8900,12500) nationally by September 3, 2020. The expiration of eviction moratoriums was associated with increased COVID-19 incidence and mortality, supporting the public-health rationale for eviction prevention to limit COVID-19 cases and deaths.

Keywords: Eviction, COVID-19, housing, social policy

Abbreviations:

COVID-19 (the disease caused by the novel coronavirus SARS-Cov-2)

CDC (Centers for Disease Control and Prevention)

IQR (Interquartile Range)

IRR (Incidence Rate Ratio)

MRR (Mortality Rate Ratio)

CI (95% Confidence Interval)

Background

The COVID-19 pandemic and associated mass job and wage losses increased severe economic hardship for millions of U.S. renter households, placing them at heightened risk of eviction due to nonpayment of rent.¹ In response, many cities and states issued eviction moratoriums and the Centers for Disease Control and Prevention (CDC) issued a federal moratorium, effective September 4 through June 30, 2021.² These state and federal orders were based on the premise that halting evictions could prevent the spread of COVID-19.

Eviction moratoriums may curb COVID-19 transmission through a number of mechanisms. Princeton University's Eviction Lab tracked eviction filings in 25 cities and found that eviction notices and filings increased precipitously and immediately when state and local eviction moratoriums were allowed to expire. These filings would result in a wave of evictions between 3 and 6 weeks later, varying in number and timing depending on the states' court processes. Past research suggests that evictions lead to doubling up, transiency, crowded housing, and entry into homeless shelters, ^{5–7} each of which connote increased risk of exposure to COVID-19. Re-11 Increased risk of eviction may also have forced people to engage in work that exposed them to

COVID-19 transmission. A recent simulation study predicted that evictions would increase COVID-19 infection risk not only for evicted households, but for their entire communities, bending the shape of cities' epidemic curves. However, little empirical evidence exists to gauge the real-world public health implications of allowing evictions to proceed during the pandemic. Leveraging variation in the expiration of state-based moratoriums during the summer of 2020 as a natural experiment, this study tested whether lifting eviction moratoriums was associated with COVID-19 incidence and mortality.

Methods

Study population

The sample consisted of states that enacted eviction moratoriums over the study period (3/13/2020-9/3/2020). States that never implemented a moratorium during this period were excluded from the study. States entered the study on the date they first implemented a moratorium blocking one or more stages of the eviction process (i.e., notice, filing, court hearing, court order, or enforcement of order), based on data drawn from the COVID-19 Eviction Moratoria & Housing Policy database. States were censored from the study when the CDC's moratorium went into effect on September 4th or when they instituted a second state-level moratorium, whichever came first. Because all data used in our analyses were publicly available, the study was exempt from IRB review.

Outcomes

Outcome measures were daily, state-level counts of confirmed COVID-19 cases and deaths, drawn from the Johns Hopkins Center for Systems Science and Engineering COVID-19 time series data and as detailed in the Web Appendix.¹⁴

Independent Variables

Eviction moratorium start and expiration dates were defined as the first and last dates with effective protections, respectively. To arrive at these dates, a team of lawyers and law students independently reviewed orders issued by governors, legislatures, and courts. Civil court closures, even in the absence of specific language regarding eviction proceedings, were counted as moratoriums. Because expiring eviction moratoriums do not immediately lead to evictions and, subsequently, COVID-19 risk, we expected a lag in effects. To reflect this, we coded the exposure to reflect weeks since moratoriums expired.

Covariates to control for confounding included time-varying, state-level factors likely associated with states' COVID-19 response (including eviction moratoriums) as well as ascertainment or population rates of disease and deaths. These included COVID-19 test counts (derived from the COVID Tracking Project¹⁵ and lagged by 1 week) as well as major public-health interventions, including lifting of stay-at-home orders, school closures, and mask mandates derived from the COVID-19 U.S. State Policy Database. Public-health interventions were coded according to time since implementation: 0, 1, 2, 3, 4, or >4 weeks. The Web Appendix provides further details on model specification.

Statistical Analysis

We modeled associations using a difference-in-differences approach with an event-study specification. ^{17,18} In the event study, lifting of eviction moratoriums was coded using a set of binary indicators representing lead and lags of eviction moratoriums lifting (i.e., weeks since a state's moratorium was lifted). For states that never lifted moratoriums, all binary indicators for leads and lags were set to zero. As with a standard difference-in-difference analysis, event studies aim to identify the effect of a policy change using within-state variation in outcomes between pre-treatment and post-treatment periods, comparing to outcomes in non-treated states to account for secular trends. Unlike a standard difference-in-difference model, however, event studies use a non-parametric specification of the policy effect, which allows the predicted outcome to vary across leads and lags relative to policy implementation.¹⁷ Examining trends in pre-treatment event study coefficients allows researchers to assess potential violations of the parallel trends assumption underlying difference-in-difference analyses. ¹⁸ To obtain effect estimates, we ran population-averaged negative binomial regression models, with state-day as the unit of analysis, state population included in the model as an offset, a first-order autoregressive correlation structure, and conventionally-derived (asymptotic) standard errors. Models included the above control variables as well as fixed effects for state and calendar week to account for underlying characteristics of states, time trends, and national policies such as the CARES Act eviction moratorium.

We used the models to calculate cases and deaths associated with the lifting of eviction moratoriums as a difference between predicted counts under observed moratorium conditions versus predicted counts under a counterfactual scenario in which no state lifted its moratorium during the study period. We then calculated cumulative counts associated with eviction

moratoriums lifting by day, within states (provided in Web Tables 1 and 2). To generate national estimates of cumulative cases and deaths over time, we summed daily estimates across states.

Analyses were conducted in Stata/SE v.15.1.

Additional analyses

We ran a number of analyses to test the sensitivity of our results to alternate model specifications. We applied a standard difference-in-differences specification, used different lags and coding schemes for the covariates, controlled for bars and restaurants reopening, and restricted the analysis to only states that lifted their moratoriums.

Web Tables 3 and 4 detail these alternate specifications. Additionally, we tested the sensitivity of our results to outliers, dropping one state at a time from regression models (Web Figure 1). Secondary analyses included interaction models to test for effect modification by two factors we expected to be associated with the timing and magnitude of effects: moratorium strength (i.e., moratoriums preventing eviction notices and filings vs. moratoriums that only blocked later stages of the eviction process) and state-level COVID-19 epidemic severity at the time moratoriums were lifted (Web Figures 2 and 3).

Results

Forty-three states and the District of Columbia (henceforth referred to as a state) instituted a moratorium as early as March 13th and as late as April 30th, 2020.¹³ These 44 states contributed a total of 7,208 state-day observations, on average 176 days per state. Twenty-seven of these states (63%) lifted their moratorium during the study period (Figure 1A). Among the states that lifted their moratoriums, the median moratorium duration was 9.9 weeks (Interquartile Range

[IQR] 8.3, 15.1), with a median of 12 weeks (IQR 7, 14) with no moratorium protection (Figure 1B).

Figure 2 plots coefficients and confidence intervals from event study models: incidence rate ratios (IRRs, Figure 2A) and mortality rate ratios (MRRs, Figure 2B) that estimate effects of moratorium expiration on incidence and mortality, respectively, for a given time period relative to the week that moratoriums expired. The reference group for these ratios includes observations from the week moratoriums expired as well as observations from states where moratoriums were maintained continuously. Before moratoriums were lifted, IRRs and MRRs were relatively stable with confidence intervals including one (Figure 2, Web Tables 3 and 4), suggesting little evidence of preexisting trends in states that went on to lift their moratoriums. Based on this result, we conclude that the assumptions of the event-study model are plausible in our data. After moratorium expiration, we saw IRRs greater than one, indicating increased COVID-19 incidence associated with moratorium expiration. These IRRs increased steadily starting two weeks after states lifted their moratoriums (Figure 2A). Mortality rate ratios (MRRs) also indicated increased mortality associated with moratorium expiration, with the magnitude of MRRs increasing rapidly beginning five weeks after moratoriums expired. (Figure 2B) Sixteen or more weeks after lifting their moratoriums, states had, on average, 2.1 times higher incidence (CI 1.1, 3.9) and 5.4 times higher mortality (CI 3.1,9.3) than states that maintained their moratoriums.

Nationally, the results translated to a total of 433,700 excess cases (CI 365200, 502200, Figure 3A) and 10,700 excess deaths (CI 8900, 12500, Figure 3B) associated with eviction moratoriums

lifting over the course of the study period, with excess cases and deaths reaching statistical significance in July, 2020. Trends are visualized in Figure 3; state-level estimates are provided in Web Tables 1 and 2.

Results were robust to a number of sensitivity analyses in which we varied lags, included additional state-level policies as covariates, applied alternate statistical models, and tested for model sensitivity to outliers (Appendices 3-4). In a model testing for effect modification by moratorium strength, we saw a steeper increase in COVID-19 incidence and mortality associated with lifting moratoriums among states that blocked only later stages of the eviction process, compared to states that blocked landlords from notice and filing (Web Figure 2). In a model testing for effect modification by COVID-19 epidemic severity, we saw that states with higher incidence when moratoriums expired saw larger moratorium-associated increases in COVID-19 incidence and mortality in the weeks shortly after expiration, although this pattern was reversed in later weeks (Web Figure 3).

Discussion

The expiration of eviction moratoriums was associated with increased COVID-19 incidence and mortality in U.S. states, supporting the public health rationale for use of eviction moratoriums to prevent the spread of COVID-19. Associations grew over time, perhaps due to mounting displacement, transiency, crowding, and/or homelessness, increasing COVID-19 risk in communities as evictions were allowed to proceed. Our findings are consistent with those from two recent studies: a simulation study that found evictions could lead to significant increases in community rates of COVID-19¹² and a county-level econometric analysis that found strong

associations between housing precarity policies (eviction and utility disconnection moratoria) and COVID-19 outcomes.²⁰

The finding of a strong association with mortality than with incidence may relate to the fact that COVID-19 deaths are better ascertained than cases. Low COVID-19 testing rates in under-resourced communities and communities of color²¹ could mean that cases are systematically under-captured and under-reported in the communities most affected by evictions. As such, associations with incidence may underestimate true associations. The finding may also suggest that the cases associated with evictions were more severe than the average for the state's population. This is plausible, given that poor health and costs associated with healthcare may drive eviction risk, such that those most protected by the eviction moratorium were also at higher risk of COVID-19 mortality following an infection.^{22,23} Moreover, structural racism and poverty, fundamental causes of eviction risk,²⁴ also manifest as comorbidities and poor access to care in Black and Latinx communities and low-income households, creating vulnerabilities to COVID-19 case fatality.²⁵

This study has a number of limitations. Because we do not measure policy implementation (i.e., executed evictions), the results represent intent-to-treat estimates. Princeton's Eviction Lab has documented a strong correlation between state moratoriums and eviction filings, but eviction moratoriums were not always 100% effective. Evictions occurring in states with active moratoriums would lead to a conservative bias in our results. This study relies on public-health surveillance of confirmed COVID-19 cases and deaths, likely underestimating true incidence and mortality. Additionally, many counties and municipalities issued moratoriums, rent relief, and

other protective policies. These policies and local interventions are not captured in our study. Moreover, we do not model potential spillovers of policies from bordering states. Though we control for three key public-health interventions, there may be other policies we did not control for that tended to be implemented at the same time as eviction moratoriums across states, or other time-varying features of states correlated with the timing of eviction moratorium expirations that contribute to the differences in trends we observed between states that lifted vs. maintained their moratoriums. Finally, we expect expiring eviction moratoriums to exacerbate racial/ethnic disparities in COVID-19 outcomes due to disproportionately high rates of evictions in Black and Latinx communities, but we were not able to test this hypothesis in our analysis due to data availability. We hope that as data quality improves, future researchers will be able to explore this critically important question in depth, with an explicitly antiracist lens.

Increased risk of illness and death from COVID-19 is one of many ways in which pandemic-era evictions may harm health. Research pre-dating the pandemic finds that when adults lose their homes, they are more likely to use emergency care, ²⁷ frequently have greater difficulty managing chronic physical ²⁸ and mental illnesses, ²⁹ and have lower survival rates. ³⁰ When pregnant women are evicted, they are more likely to deliver low birthweight and preterm infants. ³¹ When children are evicted, they are more likely to become food insecure, ³² suffer from lead poisoning ³³ and fall behind cognitively. ³⁴ Because Black and Latinx households are disproportionately targeted for evictions, ^{35,36} evictions have the strong potential to exacerbate underlying racial/ethnic health disparities.

Our findings suggest that federal, state, and local polices to prevent eviction may help avert illness and deaths due to COVID-19. The CDC extended its federal moratorium through June 30th, 2021,² and, concurrently, the U.S. Congress allocated financial assistance to states for rent relief.³⁷ However, reports suggest that renters continue to be evicted due to gaps in the federal moratorium and lack of enforcement.³⁸ Robust, vigorously enforced moratoriums are essential to protect against eviction-related spread of COVID-19. At the same time, to control the COVID-19 pandemic, we need policies to stem the tide of evictions expected once these moratoriums expire. Although congress has allocated funds for rent relief, the package covers only a portion of the over \$100 billion owed in back rent³⁹ and states' progress to distribute the funds has been slow.⁴⁰ With the expiration date of the federal eviction moratorium looming, states need to distribute emergency rental assistance quickly and equitably in order to ensure that renters and their communities can emerge from this pandemic healthy and housed. Moving beyond COVID-19, we must promote efforts to increase affordable housing stock as foundational to pandemic preparedness and health equity.

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Specific Contributions:

Study concept and design: KM Leifheit, SL Linton, CE Pollack Acquisition, analysis, or interpretation of data: All authors

Drafting of the manuscript: KM Leifheit

Critical revision of the manuscript for important intellectual content: All authors

Statistical analysis: KM Leifheit

Administrative, technical, or material support: J Raifman, GL Schwartz, EA Benfer

Study supervision: CE Pollack

<u>Access to data</u>: KM Leifheit had full access to all the data in the study and takes responsibility for the integrity of the data and the accuracy of the data analysis. EA Benfer reviewed eviction moratorium dates and takes responsibility for the integrity of these data.

<u>Data sharing</u>: All data used in our analysis are publicly available. The authors are willing to make compiled state-level data available with publication, either via an online repository (e.g., GitHub) or by request via email.

Declaration of Interests: Dr. Pollack owns stock in Gilead Pharmaceuticals. The work detailed here does not evaluate any specific drug or intervention produced by Gilead. Dr. Pollack is an unpaid member of Enterprise Community Partners' Health Advisory Council and was a paid consultant to the Open Communities Alliance. Dr. Pollack works part time on a temporary assignment with the Department of Housing and Urban Development (HUD), assisting the department on housing and health issues. The findings and conclusions in this article are those of the authors and do not necessarily represent those of HUD or other government agencies. Preliminary results from this research were cited in Amicus Curiae Briefs in support of the CDC's national moratorium on eviction as a public health measure. KM Leifheit, SL Linton, J Raifman, GS Schwartz, EA Benfer, and CE Pollack signed on to the briefs as amici and EA Benfer was the lead author of the briefs. EA Benfer and KM Leifheit have provided expert testimony to legislative bodies regarding public health implications of evictions during the pandemic.

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Figure 1: Eviction moratoriums in U.S. states: **A)** Map of U.S. states indicating eviction moratorium status over the study period (March 13th – September 3rd, 2020) and **B)** Figure showing change in state eviction moratorium status over time

Figure 2. Adjusted rate ratios measuring the time-varying associations between eviction moratorium expiration and **A**) daily COVID-19 incidence (new cases per population) and **B**) mortality (deaths per population). Rate ratios were modeled using negative binomial regression with fixed effects for state and calendar week, adjusting for testing rate, stay-at-home orders, school closures, and mask mandates. Event study coefficients estimate effects only in states with expiring moratoriums. States that maintained their moratoriums are included in models to control for secular trends.

Figure 3. National estimates of **A**) cumulative excess cases and **B**) cumulative excess deaths associated with lifting of state eviction moratoriums from March 13^{th} – September 3^{rd} , 2020.





