

116TH CONGRESS
2D SESSION

S. 4446

To waive affiliation rules under the paycheck protection program for Tribal business concerns with the same employer identification number, and for other purposes.

IN THE SENATE OF THE UNITED STATES

AUGUST 5, 2020

Mr. BENNET (for himself, Mr. BLUMENTHAL, and Ms. KLOBUCHAR) introduced the following bill; which was read twice and referred to the Committee on Small Business and Entrepreneurship

A BILL

To waive affiliation rules under the paycheck protection program for Tribal business concerns with the same employer identification number, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Tribal Business Access
5 to PPP Act”.

1 **SEC. 2. WAIVER OF AFFILIATION RULES UNDER THE PAY-**
 2 **CHECK PROTECTION PROGRAM FOR TRIBAL**
 3 **BUSINESS CONCERNS WITH SAME EIN.**

4 Section 7(a)(36)(D) of the Small Business Act (15
 5 U.S.C. 636(a)(36)(D)) is amended—

6 (1) in clause (v), by striking “, veterans organi-
 7 zation, or Tribal business concern” and inserting “or
 8 veterans organization”; and

9 (2) by adding at the end the following:

10 “(vii) NO AFFILIATION BETWEEN
 11 TRIBAL BUSINESS CONCERNS BASED ON
 12 SHARED EIN.—During the covered period,
 13 for purposes of determining eligibility for a
 14 covered loan, affiliation shall not be found
 15 under section 121.103 of title 13, Code of
 16 Federal Regulations, or any successor reg-
 17 ulation, between Tribal business concerns
 18 described in section 31(b)(2)(C) based
 19 solely on a shared employer identification
 20 number.”.

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