

116TH CONGRESS
2D SESSION

H. R. 7619

To amend the Small Business Act and the CARES Act to include rental payments for certain business-related items in the paycheck protection program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 16, 2020

Mr. BISHOP of North Carolina (for himself and Ms. FINKENAUER) introduced the following bill; which was referred to the Committee on Small Business

A BILL

To amend the Small Business Act and the CARES Act to include rental payments for certain business-related items in the paycheck protection program, 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 “Expanding Assistance
5 to Farmers Act of 2020”.

1 **SEC. 2. INCLUSION OF RENTAL PAYMENTS ON CERTAIN**
2 **BUSINESS-RELATED ITEMS IN THE PAY-**
3 **CHECK PROTECTION PROGRAM.**

4 (a) PAYCHECK PROTECTION PROGRAM.—Section
5 7(a)(36)(F)(i) of the Small Business Act (15 U.S.C.
6 636(a)(36)(F)(i)) is amended—

7 (1) in subclause (VI), by striking “and” at the
8 end;

9 (2) in subclause (VII), by striking the period at
10 the end and inserting “; and”; and

11 (3) by adding at the end the following new sub-
12 clause:

13 “(VIII) rental payments made by
14 an agricultural enterprise (as defined
15 in section 18(b)) on property used
16 solely for such agricultural enterprise,
17 which shall include payments for
18 equipment (including tractors, com-
19 bines, forage harvesters, planters,
20 sprayers, hay rakes and wagons, field
21 equipment, irrigation equipment,
22 tools, and supplies), land, and build-
23 ings.”.

24 (b) FORGIVEABLE EXPENSES.—

25 (1) COVERED RENTAL PAYMENTS MADE BY AN
26 AGRICULTURAL ENTERPRISE.—Section 1106(a) of

1 the CARES Act (Public Law 116–136) is amend-
2 ed—

3 (A) in paragraph (7)(D), by striking
4 “and” at the end;

5 (B) in paragraph (8), by striking the pe-
6 riod at the end and inserting “; and”; and

7 (C) by adding at the end the following new
8 paragraph:

9 “(9) the term ‘covered rental payments made
10 by an agricultural enterprise’ means rental payments
11 made pursuant to an agreement in force before Feb-
12 ruary 15, 2020, by an agricultural enterprise (as de-
13 fined in section 18(b) the Small Business Act (15
14 U.S.C. 647(b)) on property used solely for such agri-
15 cultural enterprise, which shall include payments for
16 equipment (including tractors, combines, forage har-
17 vesters, planters, sprayers, hay rakes and wagons,
18 field equipment, irrigation equipment, tools, and
19 supplies), land, and buildings.”.

20 (2) DEFINITION OF EXPECTED FORGIVENESS
21 AMOUNT.—Section 1106(a)(7) of the CARES Act
22 (Public Law 116–136) is amended—

23 (A) in subparagraph (C), by striking
24 “and” at the end; and

1 (B) by adding at the end the following new
2 subparagraph:

3 “(E) covered rental payments made by an
4 agricultural enterprise; and”.

5 (3) FORGIVENESS.—Section 1106(b) of the
6 CARES Act (Public Law 116–136) is amended by
7 adding at the end the following new paragraphs:

8 “(5) Covered rental payments made by an agri-
9 cultural enterprise.”.

10 (4) CONFORMING AMENDMENTS.—Section 1106
11 of the CARES Act (Public Law 116–136) is amend-
12 ed—

13 (A) in subsection (e)—

14 (i) in paragraph (2), by striking “pay-
15 ments on covered mortgage obligations,
16 payments on covered lease obligations, and
17 covered utility payments” and inserting
18 “payments described under subsection (b)
19 (other than payroll costs)”; and

20 (ii) in paragraph (3)(B), by striking
21 “, make interest payments” and all that
22 follows through “or make covered utility
23 payments” and inserting “or make pay-
24 ments described under subsection (b)”;
25 and

1 (B) in subsection (h), by striking “pay-
2 ments for payroll costs, payments on covered
3 mortgage obligations, payments on covered
4 lease obligations, or covered utility payments”
5 each place it appears and inserting “payments
6 described under subsection (b)”.

7 (5) TECHNICAL AMENDMENT.—Section 1106 of
8 the CARES Act (Public Law 116–136), is amended
9 by striking “covered lease” each place such term ap-
10 pears and inserting “covered rent”.

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