

Covid Federation conference call

PPP Still has money – still can employ

Revised guidelines for EE numbers includes those overseas – so can push you over 500

EE = Employee ER = Employer

Email -

PPP and unemployment

If EE refuses to come back once PPP loan comes in. – Employer must make A WRITTEN OFFER to employee at same hours and rate and the EE refuses – that will help ER as far as meeting requirements.

I inquired for more details on this and got the following information and am embedding it here:

Question: Will a borrower's PPP loan forgiveness amount (pursuant to section 1106 of the CARES Act and SBA's implementing rules and guidance) be reduced if the borrower laid off an employee, offered to rehire the same employee, but the employee declined the offer?

Answer: No. As an exercise of the Administrator's and the Secretary's authority under Section 1106(d)(6) of the CARES Act to prescribe regulations granting de minimis exemptions from the Act's limits on loan forgiveness, SBA and Treasury intend to issue an interim final rule excluding laid-off employees whom the borrower offered to rehire (for the same salary/wages and same number of hours) from the CARES Act's loan forgiveness reduction calculation. The interim final rule will specify that, to qualify for this exception, the borrower must have made a good faith, written offer of rehire, and the employee's rejection of that offer must be documented by the borrower. Employees and employers should be aware that employees who reject offers of re-employment may forfeit eligibility for continued unemployment compensation.

They expect more details on the forgiveness of the loan

EIDL – SBA has not formally announced – telling borrowers that they are limiting loans to 150k regardless of what you qualify for. The only EIDL apps that are being accepted currently are AG businesses.

There is currently in the house a bill to include C6 into the plan.

If you are looking for more than 500k Main Street Program is for you – there is no forgiveness. Reach out to your own bank.

They will be producing and have produced guides for industry specific OR area specific.

Liability Issues – big focus of USChamber – safe harbor

1. If ER follows health and safety guidelines – working to make sure they are not victims of a lawsuit. Lawsuits are already being filed – for example to real estate and retailers.
2. Health care providers. – no suits if reasonable efforts made
3. PPE and Hand sanitizer – much concern about alleging that products provided by ER was faulty.

Common Sense Safe Harbors – these ONLY apply to COVID-19 – target temporary measure – it has overwhelming support.

If you see examples of lawsuits in community – please let the US Chamber know so that they can document the examples. You can also raise this as a top issue with your local representatives. They recommend we survey our members to see if they feel this is of concern.

Question & Answers

Liability Issue – is this also needed at the State Level – a number of states are taking up the issue and creating measures. If successful in achieving on the Fed level and therefore states not needed. It creates a national benchmark baseline for entire country. *Feeling it should be passed after Memorial Day, before this is enacted.*

Business Disruption Insurance issue – They are continuing to engage with capitol hill on this issue. Much discussion about a “fund” a business disruption fund. It is difficult to control the claims. Problem is that losses are not confined. Some type of program that would kick in during CV19 that would compensate if they are shut down as a result of closure order. Would only cover LOSSES. This one has promise in legislation right now.

Chambers that have received PPP funding – if the EIN is not a C3 and therefore it is NOT Eligible – and most likely will get audited. If chamber has a c3 foundation – it is eligible.

EIDL and PPP both loans and Tax Credit – you can not take for same quarter or same period. You can't get credit and also get a PPP loan for the same time period. The way it reads now is that you can not take both PERIOD!!!