



(Original Signature of Member)

116TH CONGRESS
2D SESSION

H. R. _____

To expand the waiver of affiliation rules for certain business concerns with more than 1 physical location, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. CICILLINE introduced the following bill; which was referred to the Committee on _____

A BILL

To expand the waiver of affiliation rules for certain business concerns with more than 1 physical location, 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 “Local News and Emer-
5 gency Information Act of 2020”.

1 **SEC. 2. AMENDMENTS TO THE PAYCHECK PROTECTION**
2 **PROGRAM.**

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

5 (1) in clause (iii)—

6 (A) by striking “business concern that em-
7 ploys” and inserting the following: “business
8 concern that—

9 “(I) employs”;

10 (B) in subclause (I), by striking the period
11 at the end and inserting “; or”; and

12 (C) by adding at the end the following:

13 “(II) is assigned a North Amer-
14 ican Industry Classification System
15 code beginning with 511110, 515112,
16 or 515120 at the time of disbursal
17 shall be eligible to receive a covered
18 loan for business expenses of the busi-
19 ness concern that are associated with
20 an individual physical location of that
21 business concern, provided that—

22 “(aa) the proceeds of the
23 loan are used to support expenses
24 associated with the continued
25 provision of local news, informa-

1 tion, content, or emergency infor-
2 mation; and

3 “(bb) at the time of dis-
4 bursal, the individual physical lo-
5 cation does not exceed the size
6 standard established by the Ad-
7 ministrators for the applicable
8 code.”;

9 (2) in clause (iv)—

10 (A) in subclause (II), by striking “and” at
11 the end;

12 (B) in subclause (III), by striking the pe-
13 riod at the end and inserting “; and”; and

14 (C) by adding at the end the following:

15 “(IV) an individual physical loca-
16 tion of a business concern that, as of
17 the date on which the covered loan is
18 disbursed, is assigned a North Amer-
19 ican Industry Classification System
20 code beginning with 511110, 515112,
21 or 515120 and does not exceed the
22 size standard established by the Ad-
23 ministrators for the applicable code,
24 provided that, as a condition of the
25 waiver under this subclause, the busi-

1 ness concern shall not pay, distribute,
2 or otherwise provide the covered loan
3 or any portion of the covered loan to
4 any other entity other than the indi-
5 vidual physical location that is the in-
6 tended recipient of the covered loan.”;
7 and

8 (3) by adding at the end the following:

9 “(vii) TREATMENT OF CERTAIN BUSI-
10 NESS CONCERNS.—

11 “(I) IN GENERAL.—A business
12 concern that is assigned a North
13 American Industry Classification Sys-
14 tem Code beginning with 511110,
15 515112, or 515120 at the time of dis-
16 bursal of a covered loan and is a
17 franchisee or affiliate of or owned or
18 controlled by a parent company or an
19 investment company, or management
20 thereof, shall be treated as an inde-
21 pendent, non-affiliated entity upon
22 certification to the Administrator that
23 the request for the covered loan is
24 necessary to support expenses associ-
25 ated with the continued provision of

1 local news, information, content, or
2 emergency information.

3 “(II) REPORT.—The Adminis-
4 trator and the Secretary of the Treas-
5 ury shall submit to the Committee on
6 Small Business and Entrepreneurship
7 of the Senate, the Committee on
8 Small Business of the House of Rep-
9 resentatives, and the Congressional
10 Oversight Commission established
11 under section 4020 of division B of
12 the CARES Act (Public Law 116–
13 136) a report regarding covered loans
14 made to business concerns described
15 in subelause (I).”.