

Congress of the United States
Washington, DC 20515

April 14, 2020

The Honorable Nancy Pelosi
Speaker of the House
United States House of Representatives
H-232, U.S. Capitol
Washington, DC 20515

The Honorable Kevin McCarthy
Minority Leader
United States House of Representatives
H-204, U.S. Capitol
Washington, DC 20515

The Honorable Mitch McConnell
Majority Leader
United States Senate
317 Russell Senate Office Building
Washington, DC 20510

The Honorable Charles Schumer
Minority Leader
United States Senate
322 Hart Senate Office Building
Washington, DC 20510

Dear Speaker Pelosi, Leader McCarthy, Leader McConnell, and Leader Schumer,

We write to respectfully request the immediate consideration of legislation that would provide needed flexibility to seasonal employers participating in the Paycheck Protection Program. Seasonal employers constitute a critical portion of the local economy in our districts, however, many of these employers now have to consider permanently closing their doors as a result of the Coronavirus Disease 2019 (COVID-19) pandemic.

Established under the Coronavirus Aid, Relief, and Economic Security (CARES) Act, the Paycheck Protection Program is intended to provide small businesses with low interest loans that are eligible for forgiveness if used for qualifying payroll costs. Loan amounts are determined on the basis of average monthly payroll, with the CARES Act allowing seasonal employers to calculate these costs on the basis of their average payroll for either the 12-week period following February 15, 2019, or the period between March 1, 2019 and June 30, 2019. Although this window is intended to capture payroll costs for businesses that are beginning their operations for the spring and summer seasons, additional flexibility is necessary to ensure seasonal employers can use the Paycheck Protection Program to meet their payroll costs in the coming months.

For many businesses, the seasonal employer window established under the CARES Act does not allow for the full extent of their spring and summer payroll costs to be accurately captured in the Paycheck Protection Program. The resulting limitation on lendable funds directly impacts their ability to adequately compensate employees and maintain operations. This limitation is especially dire for small businesses in the recreation, tourism, and landscaping industries, which will continue to face significant restrictions on their services in the coming months as a result of

the necessary public health policies that have been deployed nationwide to combat the spread of COVID-19.

In the interest of providing essential support to all of America's small businesses and their employees, we respectfully request that additional flexibility for seasonal employers be included in any further legislation considered by the House of Representatives and Senate to expand relief under the Paycheck Protection Program. This would represent a necessary step in maintaining significant economic engines and job creators in our districts.

Thank you for your time and consideration of this request. We look forward to working together on the many pressing issues facing our nation.

Sincerely,



John Katko
Member of Congress



Angie Craig
Member of Congress

Elise M. Stefanik
Member of Congress

Anthony Brindisi
Member of Congress

Jack Bergman
Member of Congress

Fred Upton
Member of Congress

Bill Huizenga
Member of Congress

Abigail D. Spanberger
Member of Congress