

116TH CONGRESS
2D SESSION

H. R. 8620

To permit payments for certain business software or cloud computing services as allowable uses of a loan made under the Paycheck Protection Program of the Small Business Administration.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 16, 2020

Mr. DAVID SCOTT of Georgia introduced the following bill; which was referred to the Committee on Small Business

A BILL

To permit payments for certain business software or cloud computing services as allowable uses of a loan made under the Paycheck Protection Program of the Small Business Administration.

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. ADDITIONAL ELIGIBLE EXPENSES.**

4 (a) ALLOWABLE USE OF PPP LOAN.—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;

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

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

4 “(VIII) covered operations ex-
5 penditures, as defined in section
6 1106(a) of the CARES Act (15
7 U.S.C. 9005(a)).”.

8 (b) LOAN FORGIVENESS.—Section 1106 of the
9 CARES Act (15 U.S.C. 9005) is amended—

10 (1) in subsection (a)—

11 (A) by redesignating paragraphs (3)
12 through (8) as paragraphs (4) through (9), re-
13 spectively;

14 (B) by inserting after paragraph (2) the
15 following:

16 “(3) the term ‘covered operations expenditure’
17 means a payment for any business software or cloud
18 computing service that facilitates business oper-
19 ations, product or service delivery, the processing,
20 payment, or tracking of payroll expenses, human re-
21 sources, sales and billing functions, or accounting or
22 tracking of supplies, inventory, records and ex-
23 penses;” and

24 (C) in paragraph (8), as so redesignated—

1 (i) in subparagraph (C), by striking
2 “and” at the end; and

3 (ii) by adding at the end the fol-
4 lowing:

5 “(E) covered operations expenditures;
6 and”;

7 (2) in subsection (b), by adding at the end the
8 following:

9 “(5) Any covered operations expenditure.”;

10 (3) in subsection (d)(8), by inserting “any pay-
11 ment on any covered operations expenditure,” after
12 “rent obligation,”;

13 (4) in subsection (e)—

14 (A) in paragraph (2), by inserting “pay-
15 ments on covered operations expenditures,”
16 after “lease obligations,”; and

17 (B) in paragraph (3)(B), by inserting
18 “make payments on covered operations expendi-
19 tures,” after “rent obligation,”; and

20 (5) in subsection (h), by inserting “payments
21 on covered operations expenditures,” after “lease ob-
22 ligations,” each place it appears.

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