

Paycheck Protection Program (PPP) Second Draw Overview

December 22, 2020

Program End Date	• March 31, 2021
Eligible Businesses	 Small businesses, nonprofits, Tribal business concerns, housing cooperatives, and veteran's organizations that: Have no more than 300 employees Are sole proprietors, self-employed individuals, or independent contractors Were in business on February 15, 2020 Have used or will use the full amount of their initial PPP loan Demonstrate a 25% revenue loss in the first, second, or third quarter of 2020 as compared to the same quarter in 2019; provides timelines for businesses not in operation in 2019 as well as seasonal employers. Applications submitted after January 1, 2021 may also use gross receipts from Q4 2020. Businesses with more than one location must have no more than 300 employees per location. Entities that receive a grant through the Shuttered Venue Operator Grant Program are ineligible for a PPP second draw loan.
Maximum Loan Amount	 The lesser of: 2.5X average monthly payroll costs during the 1-year period* before the date on which the loan is made or the calendar year, or \$2 million Business concerns in the accommodation and food services sectors may receive up to 3.5X their average monthly payroll costs. Seasonal employers can calculate their loan amount based on a 12-week period between February 15, 2019 and February 20, 2020, and new entities will base their loan amount on their average monthly payroll costs. Eligible businesses may only receive one second draw loan.
Allowable Uses	 Payroll costs Health care benefits (including paid sick or medical leave, and insurance premiums) Mortgage interest obligations Rent obligations Utility payments Interest on other debt obligations incurred previous to Feb. 15, 2020 The December 2020 legislation allowed for the following additional uses that are eligible for forgiveness: Group insurance costs (included in payroll costs) Expenses for worker protections, including personal protective equipment (PPE) and modifications to businesses Property damage costs from public disturbances in 2020 not covered by insurance Operations expenditures, including cloud computing software and HR/accounting needs Supplier costs
Lender Eligibility	 The same lenders who were eligible to make initial PPP loans will be eligible to make second draw PPP loans. The borrower may now elect a covered period ending on the date of their choosing between 8 and 24 weeks after the date of the loan's origination. Borrowers of a second draw PPP loan are eligible for loan forgiveness equal to the sum of covered expenses, which
Terms of Loan Forgiveness (Sec. 1106)	include: Payroll costs Payment of interest on mortgage obligation Rent obligations Utility payments Covered expenses included above in "Allowable Uses" section Not more than 40 percent of the forgiven loan amount may be used for non-payroll costs. Second draw loans retain the clause that forgiveness will be proportionally reduced if the average number of employees is reduced during the covered period; the amount of loan forgiveness will be reduced by the amount of any reduction in total employee salary or wages during the covered period that is in excess of 25 percent of the total salary or wages. The same safe harbor provided in the PPP Flexibility Act applies to a borrower who can demonstrate the inability to rehire or hire new employees, or experience continued disruption of business activity; their loan forgiveness amount will not be reduced.
Waivers	Borrower and lender fees are waived.
Borrower Requirements	 Voluntary demographic information will now be included on applications for initial and second draw PPP loans. For loans of \$150,000 or less, borrowers may submit a certification that they meet the revenue loss requirement on or before the date they apply for loan forgiveness.
Guidance to Prioritize Underserved Communities	• The agencies are directed to issue guidance within 10 days of enactment on how to address access issues and barriers for underserved communities.
Lender Reimbursements	 Lenders will be reimbursed at the following rates: The lesser of 50% of the principal amount or \$2,500 for loans up to \$50,000 5 percent for loans between \$50,000 and \$350,000 3 percent for loans \$350,000 and above
Appropriated Amounts for Program	 \$284.45 billion for PPP, including the following set-asides: \$15 billion for initial and second draw loans made by community financial institutions including CDFIs and MDIs \$15 billion for initial and second draw loans made by certain small depository institutions \$35 billion for first-time borrowers, \$15 billion of which is for smaller, first-time borrowers with 10 or fewer employees or loans less than \$250K in low-income areas; \$25 billion for second draw PPP loans for smaller, first-time borrowers with 10 or fewer employees or loans less than \$250K in low-income areas