H. R. 6476

To amend the CARES Act to establish a loan program to provide liquidity to eligible lenders for the purpose of providing loans under the Paycheck Protection Program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 10, 2020

Mr. GREEN of Texas introduced the following bill; which was referred to the Committee on Small Business, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

A BILL

To amend the CARES Act to establish a loan program to provide liquidity to eligible lenders for the purpose of providing loans under the Paycheck Protection Program, and for other purposes.

1 Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,
2 SECTION 1. LOANS TO PROVIDE LIQUIDITY TO THE PAYCHECK PROTECTION PROGRAM.
3 Section 1102 of the CARES Act (Public Law 116–136) is amended by adding at the end the following:
“(f) LOANS TO PROVIDE LIQUIDITY TO THE PAYCHECK PROTECTION PROGRAM.—

“(1) IN GENERAL.—The Secretary of the Treasury shall carry out a loan program to provide loans or a series of loans to eligible lenders in order to allow those lenders to extend covered loans under the Paycheck Protection Program. The Secretary is authorized to utilize the Federal Reserve System or other Federal agencies in carrying out this paragraph.

“(2) AMOUNT OF LOANS.—The amount of a loan provided under paragraph (1) shall be equal to the amount the eligible lender estimates will be required for the lender to extend covered loans under the Paycheck Protection Program for succeeding 15 days.

“(3) SEGREGATION OF LOAN FUNDS.—An eligible lender receiving a loan under this section shall keep the loan amounts in a separate account from other operating accounts of the lender.

“(4) FUNDING.—There is appropriated, out of amounts in the Treasury not otherwise appropriated, $10,000,000,000 to the Secretary of the Treasury to carry out this subsection.

“(5) DEFINITIONS.—In this subsection:
“(A) Community development financial institution.—The term ‘community development financial institution’ has the meaning given that term under section 103 of the Riegle Community Development and Regulatory Improvement Act of 1994 (12 U.S.C. 4702).

“(B) Eligible lenders.—The term ‘eligible lenders’ means community development financial institutions, small minority depository institutions, and rural banks.

“(C) Insured credit union.—The term ‘insured credit union’ has the meaning given that term under section 101 of the Federal Credit Union Act.

“(D) Insured depository institution.—The term ‘insured depository institution’ has the meaning given that term under section 3 of the Federal Deposit Insurance Act.

“(E) Paycheck protection program.—The term ‘Paycheck Protection Program’ means section 7(a)(36) of the Small Business Act (15 U.S.C. 636(a)(36)).

“(F) Rural.—With respect to an area, the term ‘rural’ has the meaning given that
term under section 1026.35(b)(iv)(A) of title
12, Code of Federal Regulations.

“(G) RURAL BANK.—The term ‘rural
bank’ means an insured credit union or insured
depository institution located in a rural area.

“(H) SMALL MINORITY DEPOSITORY INSTITU-
TION.—The term ‘small minority depository
institution’ means an institution that—

“(i) is a minority depository institu-
tion, as defined under section 308(b) of
the Financial Institutions Reform, Recov-
ery, and Enforcement Act of 1989 (12
U.S.C. 1463 note); and

“(ii) has consolidated assets of less
than $250,000,000.”.