

1 (B) \$5,000,000,000 to make payments
2 under section 1110(e) of the CARES Act (15
3 U.S.C. 9009(e)), each of which shall be—

4 (i) made to a covered entity that—

5 (I) has suffered an economic loss
6 of greater than 50 percent; and

7 (II) employs not more than 10
8 employees;

9 (ii) in an amount that is \$5,000; and

10 (iii) with respect to the covered entity
11 to which the payment is made, in addition
12 to any payment made to the covered entity
13 under section 1110(e) of the CARES Act
14 (15 U.S.C. 9009(e)) or section 331 of the
15 Economic Aid to Hard-Hit Small Busi-
16 nesses, Nonprofits, and Venues Act (title III
17 of division N of Public Law 116–260).

18 **SEC. 5003. SUPPORT FOR RESTAURANTS.**

19 (a) *DEFINITIONS.*—In this section:

20 (1) *ADMINISTRATOR.*—The term “Adminis-
21 trator” means the Administrator of the Small Busi-
22 ness Administration.

23 (2) *AFFILIATED BUSINESS.*—The term “affiliated
24 business” means a business in which an eligible enti-
25 ty has an equity or right to profit distributions of not

1 *less than 50 percent, or in which an eligible entity*
2 *has the contractual authority to control the direction*
3 *of the business, provided that such affiliation shall be*
4 *determined as of any arrangements or agreements in*
5 *existence as of March 13, 2020.*

6 (3) *COVERED PERIOD.—The term “covered pe-*
7 *riod” means the period—*

8 (A) *beginning on February 15, 2020; and*

9 (B) *ending on December 31, 2021, or a date*
10 *to be determined by the Administrator that is*
11 *not later than 2 years after the date of enact-*
12 *ment of this section.*

13 (4) *ELIGIBLE ENTITY.—The term “eligible enti-*
14 *ty”—*

15 (A) *means a restaurant, food stand, food*
16 *truck, food cart, caterer, saloon, inn, tavern, bar,*
17 *lounge, brewpub, tasting room, taproom, licensed*
18 *facility or premise of a beverage alcohol producer*
19 *where the public may taste, sample, or purchase*
20 *products, or other similar place of business in*
21 *which the public or patrons assemble for the pri-*
22 *mary purpose of being served food or drink;*

23 (B) *includes an entity described in sub-*
24 *paragraph (A) that is located in an airport ter-*
25 *минаl or that is a Tribally-owned concern; and*

1 (C) does not include—

2 (i) an entity described in subpara-
3 graph (A) that—

4 (I) is a State or local government-
5 operated business;

6 (II) as of March 13, 2020, owns
7 or operates (together with any affili-
8 ated business) more than 20 locations,
9 regardless of whether those locations do
10 business under the same or multiple
11 names; or

12 (III) has a pending application
13 for or has received a grant under sec-
14 tion 324 of the Economic Aid to Hard-
15 Hit Small Businesses, Nonprofits, and
16 Venues Act (title III of division N of
17 Public Law 116–260); or

18 (ii) a publicly-traded company.

19 (5) *EXCHANGE; ISSUER; SECURITY.*—The terms
20 “exchange”, “issuer”, and “security” have the mean-
21 ings given those terms in section 3(a) of the Securities
22 Exchange Act of 1934 (15 U.S.C. 78c(a)).

23 (6) *FUND.*—The term “Fund” means the Res-
24 taurant Revitalization Fund established under sub-
25 section (b).

1 (7) *PANDEMIC-RELATED REVENUE LOSS.*—*The*
2 *term “pandemic-related revenue loss” means, with re-*
3 *spect to an eligible entity—*

4 (A) *except as provided in subparagraphs*
5 *(B), (C), and (D), the gross receipts, as estab-*
6 *lished using such verification documentation as*
7 *the Administrator may require, of the eligible en-*
8 *tity during 2020 subtracted from the gross re-*
9 *ceipts of the eligible entity in 2019, if such sum*
10 *is greater than zero;*

11 (B) *if the eligible entity was not in oper-*
12 *ation for the entirety of 2019—*

13 (i) *the difference between—*

14 (I) *the product obtained by multi-*
15 *plying the average monthly gross re-*
16 *ceipts of the eligible entity in 2019 by*
17 *12; and*

18 (II) *the product obtained by mul-*
19 *tiplying the average monthly gross re-*
20 *ceipts of the eligible entity in 2020 by*
21 *12; or*

22 (ii) *an amount based on a formula de-*
23 *termined by the Administrator;*

24 (C) *if the eligible entity opened during the*
25 *period beginning on January 1, 2020, and end-*

1 *ing on the day before the date of enactment of*
2 *this section—*

3 *(i) the expenses described in subsection*
4 *(c)(5)(A) that were incurred by the eligible*
5 *entity minus any gross receipts received; or*

6 *(ii) an amount based on a formula de-*
7 *termined by the Administrator; or*

8 *(D) if the eligible entity has not yet opened*
9 *as of the date of application for a grant under*
10 *subsection (c), but has incurred expenses de-*
11 *scribed in subsection (c)(5)(A) as of the date of*
12 *enactment of this section—*

13 *(i) the amount of those expenses; or*

14 *(ii) an amount based on a formula de-*
15 *termined by the Administrator.*

16 *For purposes of this paragraph, the pandemic-related*
17 *revenue losses for an eligible entity shall be reduced*
18 *by any amounts received from a covered loan made*
19 *under paragraph (36) or (37) of section 7(a) of the*
20 *Small Business Act (15 U.S.C. 636(a)) in 2020 or*
21 *2021.*

22 *(8) PAYROLL COSTS.—The term “payroll costs”*
23 *has the meaning given the term in section 7(a)(36)(A)*
24 *of the Small Business Act (15 U.S.C. 636(a)(36)(A)),*
25 *except that such term shall not include—*

1 (A) *qualified wages (as defined in sub-*
2 *section (c)(3) of section 2301 of the CARES Act)*
3 *taken into account in determining the credit al-*
4 *lowed under such section 2301; or*

5 (B) *premiums taken into account in deter-*
6 *mining the credit allowed under section 6432 of*
7 *the Internal Revenue Code of 1986.*

8 (9) *PUBLICLY-TRADED COMPANY.—The term*
9 *“publicly-traded company” means an entity that is*
10 *majority owned or controlled by an entity that is an*
11 *issuer, the securities of which are listed on a national*
12 *securities exchange under section 6 of the Securities*
13 *Exchange Act of 1934 (15 U.S.C. 78f).*

14 (10) *TRIBALLY-OWNED CONCERN.—The term*
15 *“Tribally-owned concern” has the meaning given the*
16 *term in section 124.3 of title 13, Code of Federal Reg-*
17 *ulations, or any successor regulation.*

18 (b) *RESTAURANT REVITALIZATION FUND.—*

19 (1) *IN GENERAL.—There is established in the*
20 *Treasury of the United States a fund to be known as*
21 *the Restaurant Revitalization Fund.*

22 (2) *APPROPRIATIONS.—*

23 (A) *IN GENERAL.—In addition to amounts*
24 *otherwise available, there is appropriated to the*
25 *Restaurant Revitalization Fund for fiscal year*

1 2021, out of any money in the Treasury not oth-
2 erwise appropriated, \$28,600,000,000, to remain
3 available until expended.

4 (B) *DISTRIBUTION.*—

5 (i) *IN GENERAL.*—Of the amounts
6 made available under subparagraph (A)—

7 (I) \$5,000,000,000 shall be avail-
8 able to eligible entities with gross re-
9 ceipts during 2019 of not more than
10 \$500,000; and

11 (II) \$23,600,000,000 shall be
12 available to the Administrator to
13 award grants under subsection (c) in
14 an equitable manner to eligible entities
15 of different sizes based on annual gross
16 receipts.

17 (ii) *ADJUSTMENTS.*—The Adminis-
18 trator may make adjustments as necessary
19 to the distribution of funds under clause
20 (i)(II) based on demand and the relative
21 local costs in the markets in which eligible
22 entities operate.

23 (C) *GRANTS AFTER INITIAL PERIOD.*—Not-
24 withstanding subparagraph (B), on and after the
25 date that is 60 days after the date of enactment

1 of this section, or another period of time deter-
2 mined by the Administrator, the Administrator
3 may make grants using amounts appropriated
4 under subparagraph (A) to any eligible entity
5 regardless of the annual gross receipts of the eli-
6 gible entity.

7 (3) *USE OF FUNDS.*—The Administrator shall
8 use amounts in the Fund to make grants described in
9 subsection (c).

10 (c) *RESTAURANT REVITALIZATION GRANTS.*—

11 (1) *IN GENERAL.*—Except as provided in sub-
12 section (b) and paragraph (3), the Administrator
13 shall award grants to eligible entities in the order in
14 which applications are received by the Administrator.

15 (2) *APPLICATION.*—

16 (A) *CERTIFICATION.*—An eligible entity ap-
17 plying for a grant under this subsection shall
18 make a good faith certification that—

19 (i) the uncertainty of current economic
20 conditions makes necessary the grant re-
21 quest to support the ongoing operations of
22 the eligible entity; and

23 (ii) the eligible entity has not applied
24 for or received a grant under section 324 of
25 the Economic Aid to Hard-Hit Small Busi-

1 *nesses, Nonprofits, and Venues Act (title III*
2 *of division N of Public Law 116–260).*

3 *(B) BUSINESS IDENTIFIERS.—In accepting*
4 *applications for grants under this subsection, the*
5 *Administrator shall prioritize the ability of each*
6 *applicant to use their existing business identi-*
7 *fiers over requiring other forms of registration or*
8 *identification that may not be common to their*
9 *industry and imposing additional burdens on*
10 *applicants.*

11 *(3) PRIORITY IN AWARDING GRANTS.—*

12 *(A) IN GENERAL.—During the initial 21-*
13 *day period in which the Administrator awards*
14 *grants under this subsection, the Administrator*
15 *shall prioritize awarding grants to eligible enti-*
16 *ties that are small business concerns owned and*
17 *controlled by women (as defined in section 3(n)*
18 *of the Small Business Act (15 U.S.C. 632(n))),*
19 *small business concerns owned and controlled by*
20 *veterans (as defined in section 3(q) of such Act*
21 *(15 U.S.C. 632(q))), or socially and economically*
22 *disadvantaged small business concerns (as de-*
23 *fined in section 8(a)(4)(A) of the Small Business*
24 *Act (15 U.S.C. 637(a)(4)(A))). The Adminis-*
25 *trator may take such steps as necessary to ensure*

1 *that eligible entities described in this subpara-*
2 *graph have access to grant funding under this*
3 *section after the end of such 21-day period.*

4 *(B) CERTIFICATION.—For purposes of estab-*
5 *lishing priority under subparagraph (A), an ap-*
6 *plicant shall submit a self-certification of eligi-*
7 *bility for priority with the grant application.*

8 *(4) GRANT AMOUNT.—*

9 *(A) AGGREGATE MAXIMUM AMOUNT.—The*
10 *aggregate amount of grants made to an eligible*
11 *entity and any affiliated businesses of the eligi-*
12 *ble entity under this subsection—*

13 *(i) shall not exceed \$10,000,000; and*

14 *(ii) shall be limited to \$5,000,000 per*
15 *physical location of the eligible entity.*

16 *(B) DETERMINATION OF GRANT AMOUNT.—*

17 *(i) IN GENERAL.—Except as provided*
18 *in this paragraph, the amount of a grant*
19 *made to an eligible entity under this sub-*
20 *section shall be equal to the pandemic-re-*
21 *lated revenue loss of the eligible entity.*

22 *(ii) RETURN TO TREASURY.—Any*
23 *amount of a grant made under this sub-*
24 *section to an eligible entity based on esti-*
25 *mated receipts that is greater than the ac-*

1 *tual gross receipts of the eligible entity in*
2 *2020 shall be returned to the Treasury.*

3 (5) *USE OF FUNDS.*—*During the covered period,*
4 *an eligible entity that receives a grant under this sub-*
5 *section may use the grant funds for the following ex-*
6 *penses incurred as a direct result of, or during, the*
7 *COVID–19 pandemic:*

8 (A) *Payroll costs.*

9 (B) *Payments of principal or interest on*
10 *any mortgage obligation (which shall not include*
11 *any prepayment of principal on a mortgage obli-*
12 *gation).*

13 (C) *Rent payments, including rent under a*
14 *lease agreement (which shall not include any*
15 *prepayment of rent).*

16 (D) *Utilities.*

17 (E) *Maintenance expenses, including—*

18 (i) *construction to accommodate out-*
19 *door seating; and*

20 (ii) *walls, floors, deck surfaces, fur-*
21 *niture, fixtures, and equipment.*

22 (F) *Supplies, including protective equip-*
23 *ment and cleaning materials.*

1 (G) *Food and beverage expenses that are*
2 *within the scope of the normal business practice*
3 *of the eligible entity before the covered period.*

4 (H) *Covered supplier costs, as defined in*
5 *section 7A(a) of the Small Business Act (as re-*
6 *designated, transferred, and amended by section*
7 *304(b) of the Economic Aid to Hard-Hit Small*
8 *Businesses, Nonprofits, and Venues Act (Public*
9 *Law 116–260)).*

10 (I) *Operational expenses.*

11 (J) *Paid sick leave.*

12 (K) *Any other expenses that the Adminis-*
13 *trator determines to be essential to maintaining*
14 *the eligible entity.*

15 (6) *RETURNING FUNDS.—If an eligible entity*
16 *that receives a grant under this subsection fails to use*
17 *all grant funds or permanently ceases operations on*
18 *or before the last day of the covered period, the eligible*
19 *entity shall return to the Treasury any funds that the*
20 *eligible entity did not use for the allowable expenses*
21 *under paragraph (5).*

22 **SEC. 5004. COMMUNITY NAVIGATOR PILOT PROGRAM.**

23 (a) *DEFINITIONS.—In this section:*

24 (1) *ADMINISTRATION.—The term “Administra-*
25 *tion” means the Small Business Administration.*