

FEDERAL RELIEF BILL FAQs (updated 1-13-21)

Paycheck Protection Program

- **For those who may not have received a first PPP loan are the guidelines/forgiveness rules still the same or does that only apply to a second loan?**
 - Generally, for first draw PPP applicants (organizations that did not receive a loan in 2020), the rules follow the first program. Here are the forgiveness rules [published in October 2020](#).
 - For second draw PPP applicants (organizations that did receive a loan in 2020), the rules are a little stricter and there is a lower limit. Regarding forgiveness: Second Draw PPP Loans are eligible for loan forgiveness on the same terms and conditions as First Draw PPP Loans, except that Second Draw PPP Loan borrowers with a principal amount of \$150,000 or less are required to provide documentation of revenue reduction if such documentation was not provided at the time of the loan application. Here [are the new draft rules](#).
- **Can you get both a PPP loan and a Shuttered Venue Grant?**
 - **Page 11 of the draft PPP rules, it indicates that if you apply for and receive a second-draw PPP loan, you will be ineligible for a Save Our Stages grant.**
 - The draft rules do not dictate ineligibility for first draw PPP loan applicants. From the Save our Stages side, if you get or will get a SOS grant you are automatically ineligible for PPP.

Shuttered Venue Grant Program (previously known as, “Save Our Stages”)

- **What’s the actual name of this legislation and the funding program?**
 - It started out as “Save Our Stages,” but SBA has renamed it the Shuttered Venues Grant program.
- **What’s the timeline on when the applications open?**
 - We’ve gotten different information from a variety of sources - it may be as late as April 1, or it may be much earlier than that.
- **Where’s the best place to get up to date info?**
 - National Independent Venue Association (NIVA): <https://www.nivassoc.org/sos-act>
 - Small Business Association (SBA)
 - The SBA will host a webinar on the Shutter Venue Operators Grant on Thursday, January 14, 2 pm CT. The webinar has reached capacity (at 20,000 people!) but you should register to receive a copy of the recording: <https://www.sba.gov/article/2021/jan/12/sba-host-shuttered-venue-operators-grant-webinar-jan-14-0>.
- **What can we do to get ready to apply for the Shuttered Venues grants, whenever the application process begins?**
 - Make sure the registrations needed to apply for federal funding are up to date. Check <https://www.grants.gov/learn-grants/grant-systems.html> for general info.

- You will need your DUNS number and SAM number to apply for the SBA Shuttered Venue Operator Grant – This is very time sensitive:
 - [System for Awards Management \(SAM\)](#): The System for Awards Management is a free platform through which entities applying to receive awards from the U.S. Federal Government must register. <https://sam.gov/SAM>
 - Obtain current DUNS | <https://www.dnb.com/duns-number/get-a-duns.html>
- **Regarding eligibility, if an organization is opening new facility month and are anticipating losses in 2021 and has no comparative revenue from 2019 in terms of the venue, are they still eligible?**
 - Yes, if the organization was operating by February 20, 2020 and can demonstrate losses between one quarter in 2020 and the same one in 2019. The specific venue does not matter – new or old.
 - The grant may be used for costs incurred during the period beginning on March 1, 2020 and ending on December 31, 2021. So, it includes past expenses incurred and potential future expenses.
- **Can organizations that qualify for the \$2 billion set aside for companies with less than 50 employees apply right away even if they suffered less than 90%/70% decrease in revenue? Or do they still have to wait 14/28 days?**
 - This is unclear; From what we are hearing, it is possible that \$2 billion set aside period might be open during the first priority period but it is not confirmed. This will be determined in the final rulemaking at the SBA.
- **Organizations that are less than 4 years old need not apply?**
 - No, organizations that were fully operational by February 20, 2020 are eligible. There is however a five-year period for record-keeping.
- **Do you know if membership fees considered earned revenue or contributed revenue?**
 - We don't know the answer yet and will have to wait until the SBA's final rules. However, you should understand how you characterize membership revenue on your tax returns – are they earned or contributed – it is may under those lines.
- **Will previously received CARES Act funding be counted toward revenue?**
 - According to the legislation – no, previously received funding through the CARES Act will not be counted as revenue.
- **It appears that you have to be either a venue (owning a physical space) or a promoter (who must pay fees to performers). Does anyone know what happens for performing arts groups that work with unpaid performers? For example, Youth Orchestra, or Community theaters, or maybe orgs that teach dance?**
 - In those cases, some may pay teaching artists, but not all those artists are also being paid to perform. The legislative text defines a "performing arts operator" as an entity that sells tickets to shows and pays performers, including a “mutually beneficial formal agreement.” It is unclear as to whether this would be fully disqualifying for an organization that pays staff but not performers. In this case, PPP may be a better option.

