

117TH CONGRESS
1ST SESSION

S. _____

To amend the Small Business Act to prohibit abortion providers from receiving a covered loan under the paycheck protection program, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. MARSHALL introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To amend the Small Business Act to prohibit abortion providers from receiving a covered loan under the paycheck protection program, and for other purposes.

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. SHORT TITLE.**

4 This Act may be cited as the “Abortion Providers
5 Loan Elimination Act”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

8 (1) The Coronavirus Aid, Relief, and Economic
9 Security Act (Public Law 116–136) disqualified af-

1 filiations from applying for and receiving loans
2 through the paycheck protection program established
3 under section 7(a)(36) of the Small Business Act
4 (15 U.S.C. 636(a)(36)).

5 (2) Section 7(a)(36)(D)(vi) of the Small Busi-
6 ness Act (15 U.S.C. 7(a)(36)(D)(vi)), as added by
7 the Coronavirus Aid, Relief, and Economic Security
8 Act, established that affiliation rules apply to non-
9 profits for the purpose of determining whether a
10 nonprofit has 500 or fewer employees.

11 (3) Planned Parenthood Federation of America,
12 a national organization with central control over its
13 affiliates and which has nearly \$2,000,000,000 in
14 assets and 16,000 employees, improperly applied for,
15 and received \$80,000,000 in loans through the pay-
16 check protection program.

17 (4) In May of 2020, the Small Business Admin-
18 istration sent letters to the 39 Planned Parenthood
19 affiliates who had improperly applied for and re-
20 ceived funds under the paycheck protection program
21 contrary to the letter of the law, instructing the af-
22 filiates to return the funding.

23 (5) According to the most recently available
24 data, 7 affiliates did so, but the remaining 31 affili-

1 Appropriations Act, 2020 (Public Law
2 116–94).”.

3 (b) **EFFECTIVE DATE.**—The amendment made by
4 this section shall be effective as if included in the enact-
5 ment of the CARES Act (Public Law 116–136).

6 **SEC. 4. INSPECTOR GENERAL REPORT.**

7 Not later than 6 months after the date of the enact-
8 ment of this Act, the Inspector General of the Small Busi-
9 ness Administration shall conduct an investigation and
10 submit to Congress a report on the number of covered
11 loans made to the Planned Parenthood Federation of
12 America pursuant to section 7(a)(36) of the Small Busi-
13 ness Act (15 U.S.C. 636(a)(36)) and to other individuals
14 or entities that provide abortions.