

116TH CONGRESS  
2D SESSION

# S. 4217

To amend the Small Business Act to include hospitals serving rural areas or areas of persistent poverty in the paycheck protection program, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JULY 20, 2020

Mr. WICKER (for himself, Ms. SMITH, Mrs. HYDE-SMITH, and Mr. JONES) introduced the following bill; which was read twice and referred to the Committee on Small Business and Entrepreneurship

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## A BILL

To amend the Small Business Act to include hospitals serving rural areas or areas of persistent poverty in 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 “PPP Access for Rural  
5 Hospitals Act”.

6 **SEC. 2. INCLUSION OF CRITICAL CARE HOSPITALS IN THE**  
7 **PAYCHECK PROTECTION PROGRAM.**

8 (a) **ELIGIBILITY OF HOSPITALS WITH MORE THAN**  
9 **ONE PHYSICAL LOCATION.**—Section 7(a)(36)(D)(iii) of

1 the Small Business Act (15 U.S.C. 636(a)(36)(D)(iii)) is  
 2 amended by striking “beginning with 72” and inserting  
 3 the following: “beginning with 72 (or, in the case of a crit-  
 4 ical care hospital, is assigned a North American Industry  
 5 Classification System code beginning with 62)”.

6 (b) WAIVER OF AFFILIATION RULES.—Section  
 7 7(a)(36)(D)(iv)(I) of the Small Business Act (15 U.S.C.  
 8 636(a)(36)(D)(iv)(I)) is amended by striking “beginning  
 9 with 72” and inserting the following: “beginning with 72  
 10 (or, in the case of a critical care hospital, is assigned a  
 11 North American Industry Classification System code be-  
 12 ginning with 62)”.

13 (c) CRITICAL CARE HOSPITALS DEFINED.—Section  
 14 7(a)(36)(D) of the Small Business Act (15 U.S.C.  
 15 636(a)(36)(D)) is amended by adding at the end the fol-  
 16 lowing:

17 “(vii) CRITICAL CARE HOSPITAL DE-  
 18 FINED.—In this subparagraph, the term  
 19 ‘critical care hospital’ means—

20 “(I) a hospital (as defined in sec-  
 21 tion 1861(e) of the Social Security  
 22 Act (42 U.S.C. 1395x(e))) that—

23 “(aa) is located in a county  
 24 (or equivalent unit of local gov-  
 25 ernment) in a rural area, as de-

1                    fined in section 1886(d)(2)(D) of  
2                    such Act (42 U.S.C.  
3                    1395ww(d)(2)(D));

4                    “(bb) is treated as being lo-  
5                    cated in a rural area pursuant to  
6                    section 1886(d)(8)(E) of such  
7                    Act (42 U.S.C.  
8                    1395ww(d)(8)(E)); or

9                    “(cc) for the most recent  
10                    cost reporting period under sec-  
11                    tion 1886(d) of such Act (42  
12                    U.S.C. 1395ww(d)), received an  
13                    additional payment under section  
14                    1886(d)(5)(F) of such Act (42  
15                    U.S.C. 1395ww(d)(5)(F)); and

16                    “(II) a nonprofit or public crit-  
17                    ical access hospital, as defined in sec-  
18                    tion 1861(mm)(1) of the Social Secu-  
19                    rity Act (42 U.S.C. 1395x(mm)(1)).”.

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