

117TH CONGRESS
2D SESSION

H. R. 7334

To extend the statute of limitations for fraud by borrowers under certain COVID–19 economic injury disaster loan programs of the Small Business Administration, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 31, 2022

Mr. LUETKEMEYER (for himself and Ms. VELÁZQUEZ) introduced the following bill; which was referred to the Committee on Small Business

A BILL

To extend the statute of limitations for fraud by borrowers under certain COVID–19 economic injury disaster loan programs of the Small Business Administration, 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 “COVID–19 EIDL
5 Fraud Statute of Limitations Act of 2022”.

1 **SEC. 2. EXTENSION OF STATUTE OF LIMITATIONS FOR CER-**
2 **TAIN COVID-19 ECONOMIC INJURY DISASTER**
3 **LOAN PROGRAMS.**

4 (a) CERTAIN ECONOMIC INJURY DISASTER LOANS.—
5 Section 7(b) of the Small Business Act (15 U.S.C. 636(b))
6 is amended by inserting after paragraph (15) the following
7 new paragraph:

8 “(16) STATUTE OF LIMITATIONS.—Notwith-
9 standing any other provision of law, any criminal
10 charge or civil enforcement action alleging that a
11 borrower engaged in fraud with respect to a loan
12 made under this subsection in response to COVID-
13 19 during the covered period (as defined in section
14 1110(a) of the CARES Act) shall be filed not later
15 than 10 years after the offense was committed.”.

16 (b) EIDL ADVANCES.—Section 1110(e) of the
17 CARES Act (15 U.S.C. 9009(e)) is amended by adding
18 at the end the following new paragraph:

19 “(9) STATUTE OF LIMITATIONS.—Notwith-
20 standing any other provision of law, any criminal
21 charge or civil enforcement action alleging that a
22 borrower engaged in fraud with respect to the use
23 of an advance received under this subsection shall be
24 filed not later than 10 years after the offense was
25 committed.”.

1 (c) TARGETED EIDL ADVANCES.—Section 331 of
2 the Economic Aid to Hard-Hit Small Businesses, Non-
3 profits, and Venues Act (15 U.S.C. 9009b) is amended
4 by adding at the end the following new subsection:
5 “(i) STATUTE OF LIMITATIONS.—Notwithstanding
6 any other provision of law, any criminal charge or civil
7 enforcement action alleging that a borrower engaged in
8 fraud with respect to the use of any amount received pur-
9 suant to this section shall be filed not later than 10 years
10 after the offense was committed.”.

○