thread

## AGENDA

1. Congress Working on Changes
2. Covered Period / Alternative Covered Period
3. Reduction in Wages Calculation
4. Reduction in FTE calculation
5. Forgiveness Application Example
$>$ This is based on current guidance from SBA and Treasury and is subject to change
> Based on our interpretation and not meant to replace legal or financial consultation

> The House has passed a bill to change PPP loan forgiveness

- From 8 weeks to 24 weeks
- From 75\% used for payroll to $60 \%$ to give flexibility
- FTE safe harbor to December 31
- Longer loan payback from 2 to 5 years
- Waiting to see what Senate does in the next week but there will most likely be change ahead
> The rest of this is based on CURRENT guidance!

Town Hall next week will hopefully center around changes


- Covered Period - Starts with loan funding date through 56 days

O
Example - loan funded on 4/20/2020

- Covered period is 4/20/2020-6/14/2020
> Alternative Covered Period - For administrative convenience and for borrowers with bi-weekly or more frequent payroll.
- Starts on first day of pay period after loan funding date
- 56 days from that date, therefore, can extend past the 8 weeks for the days covered in the 56 days
> Table 1 - List employees employed during CP or ACP making less than or equal to $\$ 100 \mathrm{k}$ annualized (at any period) in 2019 or not employed in 2019 (new for 2020)
> Table 2 - Same as above but for employees making over \$100k annualized. Do not include owner employees in either table. They will be listed later
> FTE Reduction Safe Harbor - This will determine if you dropped headcount but were able to restore FTE by $6 / 30 / 2020$

Table 1: List employees who:

- Were employed by the Borrower at any point during the Covered Period or the Alternative Payroll Covered Period whose
principal place of residence is in the United States; and
Received compenstion
- Received compensation from the Borrower at an annualized rate of less than or equal to $\$ 100,000$ for all pay periods in 2019 or were not employed by the Borrower at any point in 2019

We will do an example later

| Employee's Name | Employee Identifier | Cash Compensation | Average FIE | Salary / Hourly Wage Reduction |
| :---: | :---: | :---: | :---: | :---: |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
| FIE Reduction Exceptions: |  |  |  |  |
| Totals: |  | Box 1 | Box 2 | Box 3 |

Table 2: List employees who

- Were employed by the Borrower at any point during the Covered Period or the Altemative Payroll Covered Period whose
principal place of residence is in the United States; and
- Received compensation from the Borrower at an annualized rate of more than $\$ 100,000$ for any pay period in 2019 .

| Employee's Name | Employee <br> Identifier | Cash Compensation | Average FIE |
| :---: | :---: | :--- | :--- |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  | Box 4 | Box 5 |  |
| Totals: |  |  |  |

## Attach additional tables if additional rows are needed.

## FTE Reduction Safe Harbor:

Step 1. Enter the borrower's total average FTE between February 15,2020 and April 26, 2020. Follow the same method that
was used to calculate Average FTE in the PPP Schedule A Worksheet Tables. Sum across all employees and enter:
-
Step 2. Enter the borrower's total FTE in the Borrower's pay period inclusive of February 15,2020 . Follow the same method
Step 3. If the entry for step 2 is greater than step 1, proceed to step 4. Otherwise, the FTE Reduction Safe Harbor is not applicable and the Borrower must complete line 13 of PPP Schedule $A$ by dividing line 12 by line 11 of that schedule.
Step 4. Enter the borrower's total FTE as of June 30, 2020: $\qquad$
Step 5. If the entry for step 4 is greater than or equal to step 2, enter 1.0 on line 13 of PPP Schedule A; the FTE Reduction Safe arbor has been satisfied. Otherwise, the FTE Reduction Safe Harbor does not apply and the Borrower must complete line 13 of PPP Schedule $A$ by dividing line 12 by line 11 of that schedule.

Salary / Hourly Wage Reduction Calculations

| Employee | Method of Pay | Covered Period | Quarter 12020 | Change in Rate <br> of Pay |
| :--- | :--- | :--- | :--- | :--- |
| Chris | Salary | $\$ 67,600 /$ year* $^{*}$ | $\$ 95,000 /$ year | $(28.84 \%)$ |
| Dawn | Salary | $\$ 52,000 /$ year | $\$ 70,000 /$ year | $(25.71 \%)$ |
| Rose | Salary | $\$ 45,500 /$ year | $\$ 50,000 /$ year | $(9 \%)$ |
| Charles | Hourly | $\$ 17.50 /$ hour | $\$ 27.50 /$ hour | $(36.36 \%)$ |
| Kendra | Hourly | $\$ 22.00 /$ hour | $\$ 25.00 /$ hour | $(12 \%)$ |
| Olivia | Hourly | $\$ 23.00 /$ hour | $\$ 23.00 /$ hour | $0 \%$ |
| Theresa | Salary (over <br> $\$ 100 k)$ | Over \$100k | Over \$100k | N/A |

*Chris was paid $\$ 10,400$ during covered period $=\$ 10,400$ divided by 8 weeks multiplied by $52=\$ 67,600$

|  | Chris | Dawn | Charles |
| :---: | :---: | :---: | :---: |
| (a) Average rate of pay for prior quarter | \$95,000 | \$70,000 | \$27.50 |
| (b) 75\% of Prior Calendar Qtr Rate of Pay | \$71,250 | \$52,500 | \$20.63 |
| (c) Average rate of pay for the Covered Period | \$67,600 | \$52,000 | \$17.50 |
| (d) Row (b) less row (c) | \$3650 | \$500 | \$3.13 |
| (e) For salaried workers, multiply the result in row (d) by 8 and divide the result by 52 | \$561.54 | \$76.92 |  |
| (f) Average hours worked per week in the Prior Calendar Quarter |  |  | 40 |
| (g) Multiply the amount on row (f)by the amount on row (d) |  |  | \$125 |
| (h) multiply the amount on row (g)by 8 |  |  | \$1,000 |

For this example the total reduction in wages is $\$ 561.54+\$ 76.92+\$ 1,000=\$ 1,638.46$

Table 1 (EE <= \$100k)

| Employee | EE ID | Cash <br> Compensation | Avg FTE | Salary/Hourly <br> Wage Reduction |
| :--- | :--- | :--- | :--- | :--- |
| Chris | xxxx | $\$ 10,400$ |  | $\$ 561.54$ |
| Dawn | xxxx | $\$ 8,000$ | $\$ 76.92$ |  |
| Rose | xxxx | $\$ 7,000$ | $\$ 0$ |  |
| Charles | xxxx | $\$ 5,600$ | $\$ 1,000$ |  |
| Kendra | xxxx | $\$ 4,400$ | $\$ 0$ |  |
| Olivia | xxxx | $\$ 2,645$ | $\$ 0$ |  |
| FTE Reduction <br> Exceptions |  |  |  |  |
| Totals |  | Box $\mathbf{1} \mathbf{\$ 3 8 , 0 4 5}$ | Box 2 | Box 3 \$1,638.46 |

Table 2 (EE > \$100k)

| Employee | EE ID | Cash <br> Compensation | Avg FTE |
| :--- | :--- | :--- | :--- |
| Theresa | xxxx | $\$ 15,385$ |  |
| Totals |  | Box $4 \$ 15,385$ | Box 5 |

Step 2. Determine if the Salary/Hourly Wage Reduction Safe Harbor is met.
a. Enter the annual salary or hourly wage as of February 15, 2020: $\qquad$ .
b. Enter the average annual salary or hourly wage between February 15, 2020 and April 26, 2020: $\qquad$ .

If 2.b. is equal to or greater than 2.a., skip to Step 3. Otherwise, proceed to 2.c.
c. Enter the average annual salary or hourly wage as of June 30, 2020: $\qquad$ . If 2.c. is equal to or greater than 2.a., the Salary/Hourly Wage Reduction Safe Harbor has been met - enter zero in the column above box 3 for that employee. Otherwise proceed to Step 3.

Step 3. Determine the Salary/Hourly Wage Reduction.
a. Multiply the amount entered in 1.b. by 0.75 : $\qquad$ .
b. Subtract the amount entered in 1.a. from 3.a.: $\qquad$ .

## Salary / Hourly Wage Reduction Safe Harbor

| Employee | Method of Pay | Wage/Rate as of <br> Feb. 15,2020 | Wage/Rate <br> Feb. 15-Apr 26 <br> 2020 | Wage/Rate as of <br> June 30, 2020 |
| :--- | :--- | :--- | :--- | :--- |
| Chris | Salary | $\$ 95,000 /$ year | $\$ 67,600 /$ year | \$70,000/year |
| Dawn | Salary | $\$ 70,000 /$ year | $\$ 52,000 /$ year | $\$ 55,000 /$ year |
| Charles | Hourly | $\$ 27.50 /$ hour | $\$ 17.50 /$ hour | $\$ 17.50 /$ hour |

Step 2. Determine if the Salary/Hourly Wage Reduction Safe Harbor is met.
a. Enter the annual salary or hourly wage as of February 15, 2020: $\qquad$ -.
b. Enter the average annual salary or hourly wage between February 15, 2020 and April 26, 2020: $\qquad$ If $2 . b$. is equal to or greater than 2.a., skip to Step 3. Otherwise, proceed to 2.c.
c. Enter the average annual salary or hourly wage as of June 30, 2020: $\qquad$ .
If 2.c. is equal to or greater than 2.a., the Salary/Hourly Wage Reduction Safe Harbor has been met - enter zero in the column above box 3 for that employee. Otherwise proceed to Step 3.

In this case we did not restore wages by $6 / 30$ so we still have a reduction in forgiveness


| Employee | Week 1 | Week 2 | Week 3 | Week 4 | Week 5 | Week 6 | Week 7 | Week 8 | Average hours worked per week | Average <br> FTEs <br> over <br> Covered <br> Period |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Chris | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 1.0 |
| Dawn | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 1.0 |
| Rose | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 1.0 |
| Charles | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 1.0 |
| Kendra | 25 | 25 | 25 | 25 | 25 | 25 | 25 | 25 | 25 | 0.6 |
| Olivia | 12 | 15 | 10 | 14 | 17 | 20 | 12 | 15 | 14.38 | 0.4 |
| Theresa | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 1.0 |
| Totals | 237.00 | 240.00 | 235.00 | 239.00 | 242.00 | 245.00 | 237.00 | 240.00 | 239.39 | 6.0 |

You can use a simplified FTE calculation of 1.0 and 0.5 to see which is better. Just stay consistent!

Table 1 (EE <= \$100k)

| Employee | EE ID | Cash <br> Compensation | Avg FTE | Salary/Hourly <br> Wage Reduction |
| :--- | :--- | :--- | :--- | :--- |
| Chris | xxxx | $\$ 10,400$ | 1.0 | $\$ 561.54$ |
| Dawn | xxxx | $\$ 8,000$ | 1.0 | $\$ 76.92$ |
| Rose | xxxx | $\$ 7,000$ | 1.0 | $\$ 0$ |
| Charles | xxxx | $\$ 5,600$ | 1.0 | $\$ 1,000$ |
| Kendra | xxxx | $\$ 4,400$ | 0.6 | $\$ 0$ |
| Olivia | xxxx | $\$ 2,645$ | 0.4 | $\$ 0$ |
| FTE Reduction <br> Exceptions |  |  |  |  |
| Totals |  | Box 1 \$38,045 | Box 2 5.0 | Box 3 \$1,638.46 |

Table 2 (EE > \$100k)

| Employee | EE ID | Cash <br> Compensation | Avg FTE |
| :--- | :--- | :--- | :--- |
| Theresa | xxxx | $\$ 15,385$ | 1.0 |
| Totals |  | Box $4 \$ 15,385$ | Box 5 1.0 |



1. Where an employer makes a good-faith, written offer to rehire an employee during the Covered Period and the employee declines;
2. Where an employee is terminated for cause;
3. Where an employee voluntarily resigns (presumably this includes retirement); and
4. Where an employee voluntarily requests and receives a reduction in hours.

The nature of the relief is that you are permitted to include these employees in your FIE headcount for the Covered Period. However, if you replace an employee described in items 1 through 4, you are not allowed to include them in this FTE adjustment (because this would mean the position represented by the otherwise excepted employee would be double-counted).

Table 1 (EE <= \$100k)

| Employee | EE ID | Cash <br> Compensation | Avg FTE | Salary/Hourly <br> Wage Reduction |
| :--- | :--- | :--- | :--- | :--- |
| Chris | xxxx | $\$ 10,400$ | 1.0 | $\$ 561.54$ |
| Dawn | xxxx | $\$ 8,000$ | 1.0 | $\$ 76.92$ |
| Rose | xxxx | $\$ 7,000$ | 1.0 | $\$ 0$ |
| Charles | xxxx | $\$ 5,600$ | 1.0 | $\$ 1,000$ |
| Kendra | xxxx | $\$ 4,400$ | 0.6 | $\$ 0$ |
| Olivia | xxxx | $\$ 2,645$ | 0.4 | $\$ 0$ |
| FTE Reduction <br> Exceptions |  |  | 0 |  |
| Totals |  | Box 1 \$38,045 | Box 2 5.0 | Box 3 \$1,638.46 |



You will need to compute FTEs for at least five periods:

1. The Covered Period or, if elected, the Alternative Payroll Covered Period;
2. The reference period you select;
3. The payroll period that includes February 15, 2020;
4. The period February 15, 2020 through April 26, 2020; and
5. June 30, 2020.

Your payroll service provider should be able to perform these computations for you


## FTE Safe Harbor

To calculate your eligibility for the FTE Reduction Safe Harbor, complete the following steps:

Step 1. Calculate FTE headcount for the payroll period that included February 15, 2020.

Step 2. Calculate FTE headcount for the period February 15, 2020 through April 26, 2020.

Step 3. If FTE in Step 1 is greater than FTE in Step 2, then you reduced your FTE headcount and you must demonstrate that you restored your FTE headcount to avoid a reduction in loan forgiveness. Therefore, proceed to Step 4.

Step 4. Compute your FTE headcount at June 30, 2020.

Step 5. If your FTE headcount at June 30, 2020 is greater than or equal to your FTE headcount in Step 1, then you are eligible for the FTE Reduction Safe Harbor and your loan forgiveness amount will not be reduced. Enter 1 in line 13. If not divide line 12 by line 11 and enter in line 13.

| Employee | Avg FTE inclusive of <br> $2 / 15 / 2020$ | Avg FTE <br> $2 / 15 / 2020-$ <br> $4 / 26 / 2020$ | Avg FTE <br> As of 6/30/2020 |
| :--- | :--- | :--- | :--- |
| Chris | 1.0 | 1.0 | 1.0 |
| Dawn | 1.0 | 1.0 | 1.0 |
| Rose | 1.0 | 1.0 | 1.0 |
| Charles | 1.0 | 1.0 | 1.0 |
| Kendra | 1.0 | 0.6 | 0.6 |
| Olivia | 1.0 | 0.4 | 0.4 |
| Theresa | 1.0 | 1.0 | 1.0 |
| Totals | 7.0 | 6.0 | 6.0 |

FTE during 2/15/2020 > period 2/15/2020-4/26/2020 so must look at FTE as of 6/30/2020. In this example, FTE was not restored so must apply FTERQ for line 13

## FTE Calcs



1. Choose which reference period to use based on which gives most forgiveness
a. 2/15/2019-6/30/2019 Or
b. 1/1/2020-2/29/2020 Or
c. Seasonal only 5/1/2019-9/15/2019
2. Example :
a. During covered period - 6.0
b. $2 / 15 / 2019-6 / 30 / 2019-6.2 \quad$ FTERQ $=6.0 / 6.2=.97$
c. $1 / 1 / 2020-2 / 29 / 2020-7$

FTERQ $=6.0 / 7.0=.86$

Use reference period in (b) because you will have a smaller reduction in forgiveness due to drop in FTE

PPP Schedule A

## PPP Schedule A Worksheet, Table 1 Total



## SBA Form 3508 (05/20) <br> Page 6

Table 1 (EE <= \$100k)

| Employee | EE ID | Cash <br> Compensation | Avg FTE | Salary/Hourly <br> Wage Reduction |
| :--- | :--- | :--- | :--- | :--- |
| Chris | xxxx | $\$ 10,400$ | 1.0 | $\$ 561.54$ |
| Dawn | xxxx | $\$ 8,000$ | 1.0 | $\$ 76.92$ |
| Rose | xxxx | $\$ 7,000$ | 1.0 | $\$ 0$ |
| Charles | xxxx | $\$ 5,600$ | 1.0 | $\$ 1,000$ |
| Kendra | xxxx | $\$ 4,400$ | 0.6 | $\$ 0$ |
| Olivia | xxxx | $\$ 2,645$ | 0.4 | $\$ 0$ |
| FTE Reduction <br> Exceptions |  |  |  |  |
| Totals |  | Box 1 \$38,045 | Box 2 5.0 | Box 3 \$1,638.46 |

Table 2 (EE > \$100k)

| Employee | EE ID | Cash <br> Compensation | Avg FTE |
| :--- | :--- | :--- | :--- |
| Theresa | xxxx | $\$ 15,385$ | 1.0 |
| Totals |  | Box $4 \$ 15,385$ | Box 5 1.0 |

Paycheck Protection Program Loan Forgiveness Application

OMB Control Number 3245-407
PPP Loan Forgiveness Calculation Form

| BBCiness Legal Name ("Borrower") |  | DBA or Tradename, if applicable |  |
| :---: | :---: | :---: | :---: |
| ABC Company BusinessLegal Name (Borrower) |  |  |  |
| 1234 Peachtree St. Business Address |  | Busines TIV (EIN, SSN) | Business Phone |
|  |  | ( ) |
| 1234 Peachtree St. <br> Atlanta, GA 31232 |  |  | Primary Contact | E-mail Address |
| SBA PPP Loan Number: 12-2345678 PPP Loan Amount: \$110,000 | Lender PPP Loan Number: $\qquad$ <br> PPP Loan Disbursement Date: 4/20/2020 |  |  |
|  |  |  |  |  |

Employees at Time of Loan Application: 6
Emplovees at Time of Forgiveness Application 6
EDLL Advance Amount: 0.00 EDL Application Number: $\qquad$
Payroll Schedule: The frequency with which payroll is paid to employees is

| $\square$ Weekly | $\square$ Biweekly (every other week) | - Twice a month | $\square$ Monthly | $\square$ Other |
| :---: | :---: | :---: | :---: | :---: |
| Covered Period: | 4/20/2020 | 6/14/2020 |  |  |

If Borrower (together with affiliates, if applicable) received PPP loans in excess of \$2 million, check here: $\square$
Forgiveness Amount Calculation:

| Payroll and Nonpayroll Costs <br> Line 1. Payroll Costs (enter the amount from PPP Schedule A, line | \$76,565 |
| :---: | :---: |
| Line 2. Business Mortgage Interest Payments: | \$0.00 |
| Line 3. Business Rent or Lease Payments: | \$12,000 |
| Line 4. Business Utility Payments: | \$3,500 |
| Adjustments for Full-Time Equivalency (FTE) and Salary/Hourly Wage Reductions | \$1,638.46 |
| Line 6 . Add the amounts on lines $1,2,3$, and 4 , then subtract the amount entered in line 5 : | \$90,426.54 |
| Line 7. FTE Reduction Quotient (enter the number from PPP Schedule A, line 13): | . 97 |
| $\frac{\text { Potential Forgiveness Amounts }}{\text { Line 8. Modified Total (multiply line } 6 \text { by line 7) }}$ | \$87,713.72 |
| Line 9. PPP Loan Amount: | \$110,000 |
| Line 10. Payroll Cost $75 \%$ Requirement (divide line 1 by 0.75): | \$102,086.67 |
| Forgiveness Amount | \$87,713.72 |

## SBA Form 3508 (05/20)

Page 3


