February 28th, 2022

The Honorable Nancy Pelosi
Speaker of the House
United States House of Representatives
Washington, DC 20515

The Honorable Charles Schumer
Majority Leader
United States Senate
Washington, DC 20510

The Honorable Kevin McCarthy
Minority Leader
United States House of Representatives
Washington, DC 20515

The Honorable Mitch McConnell
Minority Leader
United States Senate
Washington, DC 20510

RE: Include the Employee Retention Tax Credit Reinstatement Act (H.R.6161/S.3625) in the Upcoming Spending Package

Dear Speaker Pelosi, Leader Schumer, Leader McCarthy, and Leader McConnell:

The undersigned organizations, on behalf of the small businesses and nonprofit organizations we represent, the employees who rely on them for their livelihoods, and the communities they serve, urge you to restore the Employee Retention Tax Credit (ERTC) by passing the bipartisan Employee Retention Tax Credit Reinstatement Act (H.R. 6161/S.3625), either as a standalone measure or as part of a larger package.

As you know, Congress initially created the ERTC as part of the CARES Act to encourage businesses and nonprofits to keep employees on the payroll. This program was expanded through 2021 in subsequent legislation. Unfortunately, the Infrastructure Investment and Jobs Act (IIJA) cut the last quarter of the program short, making wages paid after September 30, 2021, ineligible for the credit.

The nation was in a different state of pandemic recovery when IIJA negotiations were taking place last summer. With the emergence of COVID-19 variants, many small businesses and charitable nonprofits continued to rely on the tax credit into the fourth quarter, which started six weeks before the infrastructure bill was signed into law. Those employers now face a retroactive tax increase and a complex, disruptive process of reconciling the credit that they will now have to forfeit.

The Employee Retention Tax Credit Act boasts strong bipartisan support in both chambers because lawmakers are understanding how vulnerable small business and nonprofit organizations still are.

As the House and Senate move forward on the upcoming spending package; we urge you to include H.R. 6161 and S. 3625 to restore the ERTC for the hardest hit American employers.

Thank you for your consideration on this important matter. If you have any questions or would like to discuss this further, please contact Robert Jackson with the National Automatic Merchandising Association (NAMA) at rjackson@namanow.org.

Sincerely,
National Automatic Merchandising Association (NAMA)
American Alliance of Museums
American Hotel & Lodging Association
American Rental Association
American Society of Association Executives
American Society of Travel Advisors (ASTA)
American Staffing Association
ARGENTUM
Associated Builders and Contractors
Associated General Contractors of America
Association of Art Museum Directors
Boys & Girls Clubs of America
Dance/USA
Drycleaning & Laundry Institute
Experiential Designers & Producers Association
Girl Scouts of the USA
Goodwill Industries International, Inc.
Hotel Association of New York City
IAAPA, The Global Association for the Attractions Industry
ICSC
Independent Sector
International Franchise Association
International Health Racquet & Sportsclub Association
International Inbound Travel Association
ISSA - The Worldwide Cleaning Industry Association
Jewish Federations of North America
League of American Orchestras
Live Events Coalition
Meals on Wheels America
Mental Health America
National Association of Theatre Owners
National Council of Nonprofits
National Federation of Independent Business (NFIB)
National Restaurant Association
National Tour Association
OPERA America
Outdoor Amusement Business Association
Professional Nonprofit Theater Coalition
Social Current
The Payroll Group
Theatre Communications Group
United States Tour Operators Association
YMCA of the USA