

February 28<sup>th</sup>, 2022

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

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

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

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](mailto: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