

1 (B) FUNDING.—

2 (i) IN GENERAL.—There is appro-
3 priated, for an additional amount, for the
4 fiscal year ending September 30, 2021, out
5 of amounts in the Treasury not otherwise
6 appropriated, an amount equal to the
7 amount rescinded under subparagraph (A),
8 to remain available until expended, under
9 the heading “Small Business Administra-
10 tion—Office of Inspector General”.

11 (ii) USE OF FUNDS.—The amounts
12 made available under clause (i) shall be
13 available for the same purposes, in addi-
14 tion to other funds as may be available for
15 such purposes, and under the same au-
16 thorities as the amounts made available
17 under section 1107(a)(3) of the CARES
18 Act (15 U.S.C. 9006(a)(3)).

19 **SEC. 324. GRANTS FOR SHUTTERED VENUE OPERATORS.**

20 (a) DEFINITIONS.—In this section:

21 (1) ELIGIBLE PERSON OR ENTITY.—

22 (A) IN GENERAL.—The term “eligible per-
23 son or entity” means a live venue operator or
24 promoter, theatrical producer, or live per-
25 forming arts organization operator, a relevant

1 museum operator, a motion picture theatre op-
2 erator, or a talent representative that meets the
3 following requirements:

4 (i) The live venue operator or pro-
5 moter, theatrical producer, or live per-
6 forming arts organization operator, the rel-
7 evant museum operator, the motion picture
8 theatre operator, or the talent representa-
9 tive—

10 (I) was fully operational as a live
11 venue operator or promoter, theatrical
12 producer, or live performing arts or-
13 ganization operator, a relevant mu-
14 seum operator, a motion picture the-
15 atre operator, or a talent representa-
16 tive on February 29, 2020; and

17 (II) has gross earned revenue
18 during the first, second, third, or, only
19 with respect to an application sub-
20 mitted on or after January 1, 2021,
21 fourth quarter in 2020 that dem-
22 onstrates not less than a 25 percent
23 reduction from the gross earned rev-
24 enue of the live venue operator or pro-
25 moter, theatrical producer, or live per-

1 forming arts organization operator,
2 the relevant museum operator, the
3 motion picture theatre operator, or
4 the talent representative during the
5 same quarter in 2019.

6 (ii) As of the date of the grant under
7 this section—

8 (I) the live venue operator or
9 promoter, theatrical producer, or live
10 performing arts organization operator
11 is or intends to resume organizing,
12 promoting, producing, managing, or
13 hosting future live events described in
14 paragraph (3)(A)(i);

15 (II) the motion picture theatre
16 operator is open or intends to reopen
17 for the primary purpose of public ex-
18 hibition of motion pictures;

19 (III) the relevant museum oper-
20 ator is open or intends to reopen; or

21 (IV) the talent representative is
22 representing or managing artists and
23 entertainers.

24 (iii) The venues at which the live
25 venue operator or promoter, theatrical pro-

1 ducer, or live performing arts organization
2 operator promotes, produces, manages, or
3 hosts events described in paragraph
4 (3)(A)(i) or the artists and entertainers
5 represented or managed by the talent rep-
6 resentative perform have the following
7 characteristics:

8 (I) A defined performance and
9 audience space.

10 (II) Mixing equipment, a public
11 address system, and a lighting rig.

12 (III) Engages 1 or more individ-
13 uals to carry out not less than 2 of
14 the following roles:

15 (aa) A sound engineer.

16 (bb) A booker.

17 (cc) A promoter.

18 (dd) A stage manager.

19 (ee) Security personnel.

20 (ff) A box office manager.

21 (IV) There is a paid ticket or
22 cover charge to attend most perform-
23 ances and artists are paid fairly and
24 do not play for free or solely for tips,

1 except for fundraisers or similar char-
2 itable events.

3 (V) For a venue owned or oper-
4 ated by a nonprofit entity that pro-
5 duces free events, the events are pro-
6 duced and managed primarily by paid
7 employees, not by volunteers.

8 (VI) Performances are marketed
9 through listings in printed or elec-
10 tronic publications, on websites, by
11 mass email, or on social media.

12 (iv) A motion picture theatre or mo-
13 tion picture theatres operated by the mo-
14 tion picture theatre operator have the fol-
15 lowing characteristics:

16 (I) At least 1 auditorium that in-
17 cludes a motion picture screen and
18 fixed audience seating.

19 (II) A projection booth or space
20 containing not less than 1 motion pic-
21 ture projector.

22 (III) A paid ticket charge to at-
23 tend exhibition of motion pictures.

24 (IV) Motion picture exhibitions
25 are marketed through showtime list-

1 ings in printed or electronic publica-
2 tions, on websites, by mass mail, or
3 on social media.

4 (v) The relevant museum or relevant
5 museums for which the relevant museum
6 operator is seeking a grant under this sec-
7 tion have the following characteristics:

8 (I) Serving as a relevant museum
9 as its principal business activity.

10 (II) Indoor exhibition spaces that
11 are a component of the principal busi-
12 ness activity and which have been sub-
13 jected to pandemic-related occupancy
14 restrictions.

15 (III) At least 1 auditorium, the-
16 ater, or performance or lecture hall
17 with fixed audience seating and reg-
18 ular programming.

19 (vi)(I) The live venue operator or pro-
20 moter, theatrical producer, or live per-
21 forming arts organization operator, the rel-
22 evant museum operator, the motion picture
23 theatre operator, or the talent representa-
24 tive does not have, or is not majority