



SBA Information Notice

TO: To All Employees

CONTROL NO.: 5000-1109

SUBJECT: Version 2009.1 of the 504 Loan
Program Authorization to be
Released

EFFECTIVE: 06-23-2009

SBA announces the release of Version 2009.1 of the National 504 Authorization Boilerplate and Wizard in order to address certain changes made necessary by the passage of the American Recovery and Reinvestment Act of 2009 (the “Recovery Act”), as well as some minor housekeeping changes. The Authorization Wizard is designed for use with Microsoft Office Word through the 2003 version.

Users of the 504 Boilerplate and Wizard should read the “What’s New” section to familiarize themselves with the changes in the authorization and how to access them. Most of the changes are related to Sections 501 (SBA fee payments) and Section 504 (Refinancing) of the Recovery Act.

The “What’s New” section is at the beginning of the Boilerplate. Highlights of the changes to the Boilerplate and Wizard include:

- The creation of a “Check Box” to allow the writer to be able to indicate the loan will receive the benefits of Section 501 of the Recovery Act. When checked the following changes occur:
 - In Debenture Proceeds, a line is included to subtract from the debenture proceeds the amount of the CDC Processing Fee paid by the SBA;
 - Under CDC Fees, a new condition is added to indicate that SBA is paying the CDC Processing Fee;
 - Under Permanent Third Party Lender Loan, a Third Party Lender Fee condition is substituted to indicate that SBA will pay the Third Party Lender Fee; and
 - In Certifications and Agreements, a provision is added to certify that the loan proceeds may not be used for certain purposes such as for the benefit of a golf course and/or swimming pool.
- New permanent refinancing provisions have been added to the 504 Program as a result of Section 504 of the Recovery Act. As a result the following permanent additions to the 504 Authorization have been made:
 - Project Property now includes a refinancing option for real estate and equipment; and
 - The Project Costs section includes a line for Refinanced Debt.

EXPIRES: XX

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SBA Form 1353.3 (4-93) MS Word Edition; previous editions obsolete
Must be accompanied by SBA Form 58

- A programming change under Paragraph B.1.e. (Disbursement) has been made to remove the default of 24 months. As a result the drafter is required to insert a disbursement period of up to 48 months.

Version 2009.1 will be available on at www.sba.gov beginning June 24, 2009.

The authorization webpage is:

http://www.sba.gov/aboutsba/sbaprograms/elending/authorizations/BANK_STAND_NAT_504_LOAN_AUTH.html

CDCs should begin using Version 2009.1 as soon as possible, but have until July 24, 2009 to convert to this new version.

The Boilerplate is incorporated by reference into SOP 50 10.

Notification and Questions

SBA field offices are responsible for notifying the CDCs that this revised Authorization has been released.

Questions regarding the 504 Authorization should be submitted to the 504 Authorization e-mail box at Auth-504@sba.gov.

Grady B. Hedgespeth
Director
Office of Financial Assistance

Expires: 6-01-2010