AMENDMENT TO H.R. 5485, AS REPORTED
OFFERED BY MR. ELLISON OF MINNESOTA

Page 121, after line 14, insert the following:

Sec. 533. The Small Business Act (15 U.S.C. 631 et seq.) is amended by adding at the end the following new section:

“SEC. 48. REQUIREMENTS OF CERTAIN FRANCHISORS.

“(a) In General.—A franchisor that has obtained a guaranteed loan from the Administration for a franchise shall submit to the Administrator the following information:

“(1) The average first-year revenue for all franchise locations for each of the preceding five years of operation.

“(2) Average revenues for all locations of the franchise for each of the preceding five years of operation, aggregated to show the top 25 percent, middle 50 percent, and the bottom 25 percent of revenue.

“(b) Definitions.—In this section—

“(1) the term ‘disclosure document’ means the disclosure statement required by the Federal Trade
Commission in Trade Regulation Rule 436 (16 Fed. Reg. 436); and

“(2) the terms ‘franchise’ and ‘franchisor’ have the meanings given such terms in section 436.1 of title 16 of the Code of Federal Regulations as in effect on July 1, 2007.”.