

# Dealer Advisory

April 15, 2020



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A regularly updated "**Coronavirus Toolkit**" is available within the MADA website. [Click here](#)

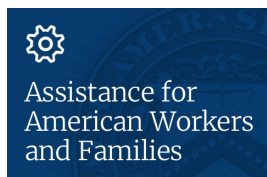
## Treasury Updates FAQs on Paycheck Protection Program

The U.S. Treasury Department released updated [Paycheck Protection Program Loans: Frequently Asked Questions](#) (dated April 14) for borrowers and lenders. The FAQ includes questions such as:

**20) Question: The amount of forgiveness of a PPP loan depends on the borrower's payroll costs over an eight-week period; when does that eight-week period begin?**

**Answer:** The eight-week period begins on the date the lender makes the first disbursement of the PPP loan to the borrower. The lender must make the first disbursement of the loan no later than ten calendar days from the date of loan approval.

In addition, the Treasury's website updated its CARES Act page to include specific sections on:



Assistance for  
American Workers  
and Families



Assistance for  
Small Businesses



Assistance to  
State and Local  
Governments



Preserving Jobs  
for American  
Industry

## News from NADA

### IRS Updates FAQs on Deferred Tax Deposits and Payments

The IRS released [updated FAQs](#) that address specific issues related to the deferral of deposit and payment of employment taxes. Please review the updated IRS FAQs and consult your tax advisors.

**NOTE:** Certain tax benefits are not available for PPP loan recipients. Dealers who obtain a PPP loan will not be able to defer the payment of payroll taxes or utilize the employee retention tax credit as provided for in the CARES Act. Dealers should consult their financial advisors to compare the cash flow benefits of these tax benefits versus a PPP loan.

### Reminder of New NADA Webinar

Dealers are encouraged to view the on-demand version of NADA's Wednesday webinar, *Legal & Regulatory Implications of Online Sales*, which provides valuable information about issues to consider when handling remote and electronic vehicle sales. The webinar addresses a lot of common questions dealers have been asking, including:

- How to properly conduct a remote sale
- Does the cooling off period apply in a home delivery?
- Who should make the delivery?
- Can any negotiations take place at the home?
- ID verification in remote sales

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## Dealer Guide: Safely Operating Your Dealership During a Pandemic

NADA has also released an excellent guide to help dealers maintain essential operations while minimizing unnecessary risks. The guide provides information from reliable sources including the Centers for Disease Control and Prevention for:

- keeping employees and customers safe during the pandemic;
- cleaning and disinfecting dealership facilities and vehicles; and
- safely handling service and sales operations.

[Download guide here.](#)

## New Legal Alerts from Fisher Phillips

### Apr. 14 -- Michigan Shelter-In-Place Extension Includes More Business Restrictions

Governor Gretchen Whitmer extended the state's shelter-in-place order until the end of April – and created additional obligations for businesses operating during this turbulent time. The new order continues to only allow Michigan employers to require in-person work from employees who qualify as either “critical infrastructure workers” (CIWs) or workers necessary to “conduct minimum basic operations” (MBOWs). However, the new order is generally more restrictive than the previous earlier Michigan order because it places more duties on employers with CIWs or MBOWs. [Keep reading](#)

### Apr. 13 -- OSHA Provides Recordkeeping Guidance To Employers For COVID-19 Cases

The Department of Labor's Occupational Safety and Health Administration just issued guidance for enforcing OSHA's recordkeeping requirements for COVID-19 cases. OSHA recordkeeping requirements mandate covered employers record certain work-related injuries and illnesses on their OSHA 300 log. When Does Your Recordkeeping Obligation Kick In? [Keep reading](#)

#### More information:

- OSHA Fact Sheet: [Updates to OSHA's Recordkeeping Rule: Who is Required to Keep Records and Who is Exempt](#)

Please feel free to contact DADA at (248) 643-0250 or MADA at (800) 292-1923 if you have any questions.

*This advisory has been prepared in conjunction with  
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