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(Original Signature of Member)

119TH CONGRESS
2D SESSION

H. RES.

Expressing the sense of the House of Representatives that small business owners seeking financing have fundamental rights, including transparent pricing and terms, competitive products, responsible underwriting, fair treatment from financing providers, brokers, and lead generators, inclusive credit access, and fair collection practices.

IN THE HOUSE OF REPRESENTATIVES

Ms. SIMON submitted the following resolution; which was referred to the Committee on _____

RESOLUTION

Expressing the sense of the House of Representatives that small business owners seeking financing have fundamental rights, including transparent pricing and terms, competitive products, responsible underwriting, fair treatment from financing providers, brokers, and lead generators, inclusive credit access, and fair collection practices.

Whereas there are more than 33.2 million small businesses in the United States, accounting for 99 percent of all firms;

Whereas, from 1995 to 2024, small businesses created 20.7 million net new jobs, accounting for 61 percent of net new jobs in that period;

Whereas small businesses are the driving force behind innovation and competitiveness in the United States and are integral to the Nation's overall economic growth and prosperity;

Whereas according to the Federal Reserve's 2025 Small Business Credit Survey, 86 percent of small firms use financing on a regular basis;

Whereas entrepreneurs throughout the country face challenges accessing the capital needed to create, sustain, and grow small businesses and at the same time, are increasingly targeted with irresponsible lending practices;

Whereas a small business borrower has the right to have the cost and terms of any financing being offered presented to them in writing and in a form that is clear, complete, and easy to compare with other financing options, so they can make the best decision for their business;

Whereas a small business borrower has the right to expect that financing products will not trap his or her business in an expensive cycle of reborrowing;

Whereas a small business borrower has the right to expect that financing is offered to them based on underwriting practices that assess the ability of the borrower's business to succeed and repay;

Whereas a small business borrower has the right to honest, transparent, and impartial communications with all financing providers, brokers, and lead generators regarding loan options, conflicts of interest, fees, and the financing options available;

Whereas a small business borrower has the right to fair and equal treatment when seeking a loan, including protections guaranteed under the Equal Credit Opportunity Act;

Whereas a small business borrower has the right to be treated fairly and respectfully throughout a collections process and the right to protections like those guaranteed under the Fair Debt Collection Practices Act; and

Whereas a small business borrower has the right to expect that financing providers do not use confessions of judgment or equivalent legal agreements by which a borrower preemptively agrees to lose disputes with the financing provider: Now, therefore, be it

1 *Resolved*, That it is the sense of the House of Rep-
2 resentatives that—

3 (1) the above principles promote the sustained
4 growth and vitality of America's main street busi-
5 nesses; and

6 (2) Congress should take all appropriate meas-
7 ures to use these principles as a framework for po-
8 tential legislation and regulations to protect small
9 business owners seeking financing that would start,
10 continue, or expand operations and create jobs.