



1st Bergen Federal Credit Union
EDA SMALL BUSINESS LOAN TERMS AND CONDITIONS

In order to be eligible for a 1st Bergen EDA Small Business loan, the loan must:

- Be made to a Borrower who demonstrates he/she/they have been adversely impacted by the COVID-19 emergency (e.g., closed, reduced hours, 20% reduction in revenue, 25% reduction in staff availability, material disruptions to its supply chain);
- Be focused on the working capital needs of a micro or small business;
- Not exceed \$75,000;
- Not have an interest rate above 3.75%;
- Be a loan for which the Lender has provided flexible loan structures (e.g. deferred payments, moratoriums or interest only for up to 6 months);
- Not exceed a term of five years;
- Be made to a Borrower that is not a Prohibited Business;
- Not be a loan guaranteed by NJEDA under any other program, including, but not limited to, the Small Business Emergency Assistance Guarantee Program; and
- The Borrower must comply with NJEDA's standard provision regarding the First Amendment:
 - No part of any proceeds of a Registered Loan ("Loan Proceeds") or of collateral financed by Loan Proceeds will be used for any purpose that would cause the NJEDA's financing of the Project to constitute a violation of the First Amendment to the United States Constitution or the New Jersey Constitution. In particular, the Borrower will represent, warrant, certify, and covenant that no part of the collateral that is financed with loan proceeds shall be made available by the Borrower for any sectarian instruction for the purposes of advancement of religion or as a place of religious worship or in connection with any part of a program of a school or department of divinity for any religious denomination; and any proceeds of any sale, lease, taking by eminent domain, or any other disposition of any of the collateral is not intended to be and shall not be made available by the Borrower for, or to provide a place for, such instruction, worship, or program.
 - The Borrower agrees that he/she/they shall not discriminate or permit any discrimination in the use of, or admission to, its facilities against any person on the grounds of race, color, religion, creed, gender or national origin in any manner prohibited by the laws of the United States or the State.
 - The use of the Borrower's facilities, as well as the admission to the facilities and provision of services and the hiring of employees, is not, and shall at no time be restricted on religious grounds, nor shall there be a religious test for such use, admission, hiring of employees or provision of services.
 - There is not, and shall at no time be, a requirement that individuals gaining admission or receiving services from the Borrower's facilities receive instruction in the tenets of a particular faith.

- Any allocation of the loan proceeds excludes costs of any facilities used as a prayer room or other place of religious worship, instruction or expression.
- The Borrower acknowledges that such allocation of the loan proceeds is intended to ensure that no portion of the loan proceeds are used to finance facilities used for religious worship, instruction or expression.

- Ineligible businesses include those engaged in illegal activities under NJ Law, auction or bankruptcy or fire or “lost-our-lease” or “going-out-of-business” or similar sale, Christmas tree sales or other outdoor storage, activities constituting a nuisance, gambling or gaming activities, or businesses related to the purveyance of “adult” (i.e., pornographic, lewd, prurient, obscene) activities, services, products, or materials.

- Applicant must have or establish a 1st Bergen free checking account to apply for loan.

- This offer is valid for applications submitted while loan funds are available.

- Rates and terms subject to change without notice.