

***Changes to Document Requirements for Individual Economic Loss  
and Business Economic Loss Claims***

1. ***Introduction.*** The Parties have approved document requirement changes for certain Individual Economic Loss (IEL) and Business Economic Loss (BEL) claims. Claimants filing an IEL claim with a Schedule C or F are no longer required to submit a Schedule C or F Activity Sworn Written Statement (SWS-10). Claimants filing a BEL claim for vacation rental property who use a property management company are no longer required to submit lodging tax returns or occupancy reports. Instead, owners of managed vacation rental property must submit the 1099 Form and annual or monthly statements provided by the property management company. These changes will benefit claimants by reducing the number of Incompleteness Notices and will make the review process more efficient. This Alert discusses each of the document requirement changes in detail.
  
2. ***IEL Change to SWS-10 Requirement.*** Previously, if a claimant submitted tax information documents that included his/her Form 1040 Schedule C or F, the Settlement Agreement required the claimant to submit an SWS-10 stating the number of hours that he/she worked in his/her Schedule C or F Activity. The Parties have agreed that SWS-10 is no longer required to make a claim complete, but a claimant may still submit an SWS-10 with his/her Schedule C or F.
  - (a) ***Actual Earnings Credit.*** If the claimant provides an SWS-10 and worked more hours during the Compensation Period as compared to the Benchmark Period, he/she is eligible for the Actual Earnings Credit that will reduce any Actual Earnings made from his/her Claiming Job(s) in the Compensation Period. If the claimant provides an SWS-10 and worked the same or fewer hours during the Compensation Period as compared to the Benchmark Period, or the claimant does not provide an SWS-10, the claimant is not eligible for the Actual Earnings Credit.
  
  - (b) ***Offsetting Earnings.*** If the claimant provides a SWS-10 and worked more hours during the Compensation Period as compared to the Benchmark Period for all Non-Claiming Jobs, he/she is eligible for a reduction of Offsetting Earnings. If the claimant provides an SWS-10 and worked the same or fewer hours during the Compensation Period as compared to the Benchmark Period, or the claimant does not provide an SWS-10, the claimant is not eligible for a reduction of Offsetting Earnings.
  
3. ***BEL Change to Lodging Tax Return Requirement for Managed Vacation Rental Properties.*** Vacation rental property owners whose properties are managed by a management company are no longer required to submit lodging tax returns or occupancy reports. Instead, they must submit the 1099 Form and the annual or monthly statement from the management company for the applicable year.

The following document requirements listed in the Settlement Agreement still apply for Self-Managed Vacation Rental Properties, and Hotels and Motels:

- (a) **Self-Managed Vacation Rental Properties.** Vacation rental property owners whose properties are self-managed and do not use a management company are required to submit lodging tax returns and occupancy reports, as required by the Settlement Agreement.
  - (b) **Hotels and Motels.** All hotels and motels are required to submit lodging tax returns and occupancy reports, as required by the Settlement Agreement.
4. **Questions.** If you have any questions regarding the changes to document requirements, please email [Questions@dhecc.com](mailto:Questions@dhecc.com).