

S-CORP THE S CORPORATION ASSOCIATION OF AMERICA

"Defending America's Small and Family-Owned Businesses"

July 24, 2008

S-CORP 2007-08

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Chairwoman Nydia M. Velázquez House Committee on Small Business 2361 Rayburn House Office Building Washington, D.C. 20515

Dear Chairwoman Velázquez:

I would like to congratulate you and your staff on the introduction of the Small Business Tax Modernization Act of 2008. This legislation reflects your commitment to helping the small business community by improving the rules that govern their operations.

There are more than 4 million S corporations nationwide with S corporations located in every congressional district and represented in every industry. While all the provisions of the your bill have the potential to benefit the S corporation community, one provision has particular importance to the S Corporation Association -- the provision to allow nonresident aliens to invest in S corporations.

As you know, the nonresident alien restriction dates all the way back to 1958. This rule may have made sense fifty years ago, but it has little application today in an environment when an increasing number of small businesses are exporting products overseas and partnering with investors in other countries.

Allowing S corporations to access foreign sources of capital is an important reform that will help generate new investment and job creation in this country.

We appreciate your work to improve the rules that directly affect S corporations, and we look forward to working with you to see these important reforms enacted.

Dick Roderick