

NCI Legislative Update

NCI Council of Research Advocates

Holly Aprea Gibbons, MPP

Office of Government and Congressional Relations

Today's Talk

- FY24 Appropriations – House v. Senate
- Continuing Resolutions, Shutdown Risk, House GOP Leadership
- Looking Beyond FY24
- Recent Visits and Briefings

One Hundred Eighteenth Congress
of the
United States of America

AT THE FIRST SESSION

*Begun and held at the City of Washington on Tuesday,
the third day of January, two thousand and twenty-three*

An Act

To provide for a responsible increase to the debt ceiling.

*Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,*

SECTION 1. SHORT TITLE.

This Act may be cited as the “Fiscal Responsibility Act of 2023”.



Roll Call

Appropriations collision course

CQ Budget, Episode No. 287



By David Lerman, Aidan Quigley, and Paul M. Krawzak

Posted July 14, 2023 at 1:00pm

“The House and Senate appear to be on a collision course over fiscal 2024 spending, while pressure builds in the Senate for an emergency supplemental bill for defense, disaster relief and more.”

Senate:

- Writing spending bills to Fiscal Responsibility Act (FRA) level
- Plus \$23 billion in emergency funding (\$2 billion for Labor-HHS)

House:

- Writing spending bills to \$119 billion less than the FRA level
- \$142 billion less than the Senate

FY 24 Deadlines: **October 1, November 17, January 1, April 30**



October

November

December

January

February

March

April

May

June

July

August

September

	FY23 Enacted	<i>FY24 PB</i>	<i>FY24 House*</i>	<i>FY24 Senate</i>
NIH	\$47.68 B (+\$2.5 B)	\$48.60 B (+\$920 M <i>proposed</i>)	\$44.70 B (-\$2.99B)	\$47.81 B (+\$126.3 M)
NCI	\$7.32 B (+ \$386 M base) \$216M for Moonshot	\$7.82 B (Sustain \$216 M + \$500 M for MS)	\$7.10 B (-\$216 M)	\$7.38 B (+\$60 M) Continues \$216 M
ARPA-H	\$1.5 B (+\$0.5 B)	\$2.5 B (+\$1 B <i>proposed</i>)	\$500 M (-\$1 B)	\$1.5 B (flat)



June 22, 2023:
Senators Murray and Collins Issue Statement After First Full Committee Markup in
Two Years, Commit to Senate's Voice Being Heard in Appropriations Process

“We are determined to continue working together in a bipartisan manner to craft serious funding bills that can be signed into law. Keeping the Senate appropriations process moving full steam ahead and in a bipartisan way is critical. Our nation absolutely must be able to count on a dependable appropriations process as we grapple with urgent challenges at home and abroad.”

Senator Dianne Feinstein (D-CA)

*Founder and Chair of Senate Cancer Coalition,
Championed Breast Cancer Research Stamp*



*Served in U.S. Senate
November 4, 1992 –
September 29, 2023*



**Breast Cancer
Research stamp sales
information through
August 2023:**

*Total stamps sold:
1.1 billion
Total raised: \$96 million*



Sen. Laphonza Butler (D-Calif.) (left) was sworn into office on Oct. 3 by Vice President Kamala Harris (right) in the Old Senate Chamber. Butler's wife, Neneke Lee (middle), is present. Photo: Bill Clark/Getty Images

Senator Laphonza Butler (D-CA)

Sworn in on October 3, 2023

HOW NCI RECEIVES ITS FUNDING

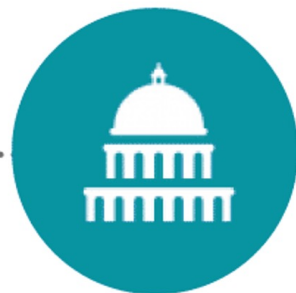
NCI receives its funding, or appropriation, from Congress as part of the overall federal budget process.

FY24
PJB



STEP 1

The White House Office of Management & Budget (OMB) coordinates with federal agencies to formulate the President's Budget, which covers all federal agencies, including the National Cancer Institute (NCI) and National Institutes of Health (NIH), and reflects the President's priorities. The President submits the budget to Congress, which must pass appropriations legislation that funds federal agencies.



STEP 2

The Congressional appropriations committees consider the President's Budget as they prepare appropriations legislation for the next fiscal year.

[FY25 PJB]



STEP 3

The appropriations committees finalize their legislative proposals, and the House and Senate consider the proposed legislation. Once passed and reconciled into a unified bill, Congress sends the legislation to the President.



STEP 4

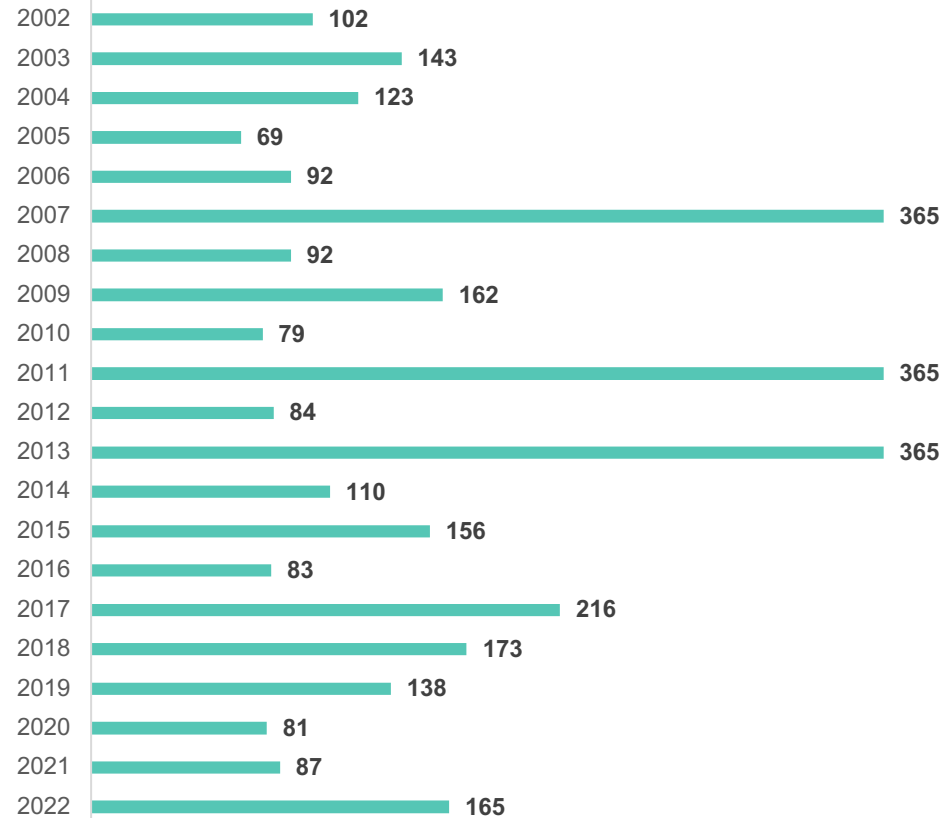
The President signs the appropriations bill into law, making funds available to executive agencies, including NCI and NIH.

NCI Professional Judgment Authority

The National Cancer Act of 1971 gives the NCI Director special authority to submit an annual professional judgment budget directly to the President for review and delivery to Congress. This budget reflects NCI cancer research priorities and identifies areas of potential investment in cancer research.

Congress has enacted one or more continuing resolutions in all but three of the last 46 fiscal years

Total duration of continuing resolutions FY2002-2022, in days



SOURCE CRS, CRFB, GAO

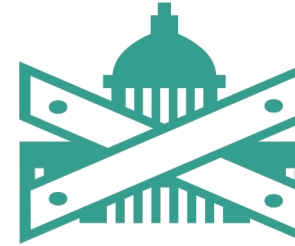
NATIONAL JOURNAL PRESENTATION CENTER 9/12/22

- Each year, Congress must approve spending bills to fund the government for the next 12 months
- If spending bills are not passed by October 1 (the beginning of the fiscal year), then the government will face a shutdown
- Continuing appropriations acts, or continuing resolutions (CRs), are used as a stop-gap to provide temporary funding for a specific period of time in the event that regular appropriations acts are not passed by October 1
- CRs cannot be used for “new starts” and provide a funding rate, not a set amount. May include anomalies that adjust the duration, amount, or purpose for which funds can be used.

The Antideficiency Act of 1950 sets the rules for a government shutdown

BACKGROUND

- Government shutdowns occur when appropriations legislation does not get signed into law by the beginning of the fiscal year (October 1)
- The Antideficiency Act bars federal agencies from spending or dispersing money without Congressional appropriations; all non-essential government functions must be suspended until appropriations are enacted
- Sometimes, Congress and/or the president use government shutdowns to advance political goals aside from the budget; these are known as weaponized shutdowns



5 of 21

government shutdowns have lasted for over 10 days

PRESIDENCIES THAT EXPERIENCED THE MOST SHUTDOWNS



The Reagan administration experienced 8 shutdowns from 1981-1986



The Carter administration experienced 5 shutdowns from 1977-1979



The Trump administration experienced 3 shutdowns from 2018-2019

Shutdown averted as Biden signs seven-week spending bill

Senate leaders commit to bring up Ukraine aid separately, after dramatic House reversal

By **Laura Weiss** and **David Lerman** Posted September 30, 2023 at 2:03pm, Updated at 9:02pm

House GOP stunner: Spending patch passes with mostly Dem votes

BY SARAH FERRIS | 09/30/2023 03:18 PM EDT





CONGRESS

McCarthy becomes first speaker in history ousted

By John T. Bennett

Posted October 3, 2023 at 4:44pm,

Updated at 5:33pm

Tuesday, October 3, 2023
Today's Paper

S&P 500 -1.37%

World U.S. Politics N.Y. Business Opinion Science Health Sports Arts Books Style Food Travel Magazine Real Estate Cooking The Athletic Wirecutter Games

House in Chaos After Far-Right Leads Push to Remove Speaker

No Clear Plan as Chamber Adjourns for the Week; McCarthy Won't Run Again

- After a far-right challenge, the House removed Kevin McCarthy from the speakership, an unprecedented move. He said he would not seek to reclaim the post.
- The vote showed the deep polarization in Congress and raised questions about who, if anyone, could muster the support to lead an unruly G.O.P. majority.

5 MIN READ

See each member's vote on the motion to remove McCarthy >

	Dem.	Rep.	Total
Yes	208	8	216
No	0	210	210

What happens now? Republicans are scrambling to determine their next steps.
2 MIN READ



U.S. Network Pool

ANALYSIS

McCarthy's Extraordinary Downfall Reflects an Ungovernable G.O.P.

Kevin McCarthy made many unfulfilled promises and paid a price. But his collapse also reflected the challenge of a majority that refuses to be controlled.

5 MIN READ

Matt Gaetz, who led the push against Kevin McCarthy, has plenty of critics in his deeply Republican home district.

4 MIN READ

There is no clear replacement candidate for Speaker Kevin McCarthy.
3 MIN READ

Who is next in line for speaker?

A temporary speaker was pulled from a secret list that McCarthy made when he became speaker in case of a vacancy. That person is Patrick T. McHenry (R-N.C.). But he may only hold the job for days or months until Republicans can present a nominee for speaker.

We don't know what happens next



Patrick McHenry (NC-10)
Speaker Pro Tempore



Rep. Steve Scalise (LA-01)
Majority Leader
*Currently undergoing treatment for
multiple myeloma*



Rep. Jim Jordan (OH-04)
Judiciary Committee Chair





Rep. Elise Stefanik (NY-21)
Republican Conference Chair




Rep. Tom Cole (OK-04)
Rules Committee Chair


2023 CONGRESSIONAL CALENDAR

 Both chambers in session

 Senate only in session

 House only in session

September

Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
					1	2
3	4 Labor Day	5	6	7	8	9
10	11	12	13	14	15 Rosh Hashana (begins)	16
17 Rosh Hashana (ends)	18	19	20	21	22	23
24 Yom Kippur (begins)	25 Yom Kippur (ends)	26	27	28	29	30 

October

Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
1	2	3	4	5	6	7
8	9 Columbus Day	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

House: Speaker votes

Senate: HELP Committee Hearing for Dr. Monica Bertagnolli's Nomination to serve as NIH Director

November

Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
			1	2	3	4
5	6	7	8	9	10 Veterans Day (observed)	11 Veterans Day
12	13	14	15	16	17 	18
19	20	21	22	23 Thanksgiving Day	24	25
26	27	28	29	30		

December

Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
					1	2
3	4	5	6	7 Hanukkah (begins)	8	9
10	11	12	13	14	15 Hanukkah (ends)	16
17	18	19	20	21	22	23
24	25 Christmas Day	26	27	28	29	30
31						

Jan 1: 1% "across-the-board" cuts if still under CR
April 30: 1% cuts become permanent if still under CR

Recent Congressional Visits and Briefings

- Congressional Staff Meet with NCI Pediatric Oncology Experts, June 28, 2023
- Drs. Carol Thiele and Anan Nellan of NCI's Pediatric Oncology Branch speak at the Congressional Childhood Cancer Caucus Summit, September 21, 2023



COLUMBIA UNIVERSITY
HERBERT IRVING COMPREHENSIVE
CANCER CENTER



*Robyn Gartrell, MD, MS
Assistant Professor of Pediatrics*

New Democrat Coalition Visit to NIH, July 19, 2023

 **Rep. Terri A. Sewell** ✓
@RepTerriSewell

Members of the [@NewDemCoalition](#) Health Care Task Force toured [@NIH](#) and reiterated our commitment to funding research and reducing health disparities.

Proud to chair this group of dynamic leaders who are dedicated to finding common sense solutions to our health care challenges.



3:19 PM · Jul 17, 2023 · 2,176 Views



NCI CCR Pediatric Oncology Branch @NCI_CCR_PedOnc · 18m

Thanks to members of the [@NewDemCoalition](#) for visiting us [@NCIResearchCtr](#) this week to learn about advances in [#ChildhoodCancerResearch](#) from our Chief Dr. Brigitte Widemann, Lasker Clinical Research Scholar Dr. Jack Shern, & Dr. [@NCIDrDougLowy](#)! Learn more: ccr.cancer.gov/pediatric-onco...



1



2



130



Dr. Doug Lowy Speaks at One Voice Against Cancer (OVAC) Congressional Briefing, *On the Horizon: Opportunities & Challenges in Cancer Research*, July 20, 2023



Adam Sonabend, MD
Associate Professor of Neurological Surgery

Questions?

Holly.Gibbons@NIH.gov