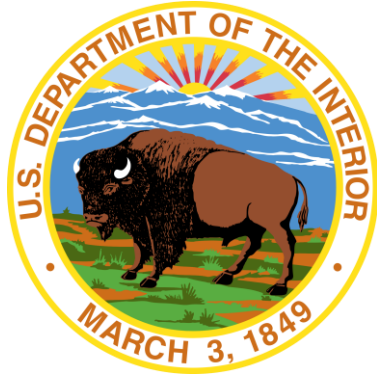


Tribal/Interior Budget Council

August 19, 2022



LEGISLATIVE UPDATE



August 2022 Tribal/Interior Budget Council Legislative Update

Introduction



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National Congress of American Indians



August 2022 Tribal/Interior Budget Council

Legislative Update

Agenda

FY 2022 Supplemental Appropriations

Inflation Reduction Act of 2022

FY 2023 Regular Appropriations

FY2022 Enacted vs. FY 2023 Outlook

Where is 2023 funding headed?

Congressional Next Steps

What else is Congress up to?

Active Spending Legislation



August 2022 Tribal/Interior Budget Council
Legislative Update

Supplemental Appropriations

What's in that Budget Reconciliation law?



August 2022 Tribal/Interior Budget Council

Legislative Update

Budget Reconciliation

- Inflation Reduction Act of 2022 for Indian Affairs:
 - \$220 million for BIA Tribal Climate Resilience and Adaptation programs.
 - \$10 million for BIA Fish Hatchery Operations and Maintenance.
 - \$145.5 million for a BIA Tribal Electrification Program.
 - \$12.5 million to the BIA for near-term drought relief; and

To read NCAI's analysis of the Inflation Reduction Act of 2022, click [here](#).

Drastically less than the \$20.5 billion originally included in the Budget Reconciliation Instructions.



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Legislative Update

Supplemental Appropriations

What are the Next Steps with the Inflation Reduction Act?



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Legislative Update

Budget Reconciliation

The law is so new, that the Executive Branch is most likely in active planning on implementation and has not received any of the funds, yet.

- Engage with Indian Affairs and other Federal Agencies on:
 - How the money will be rolled out;
 - How the money can be used;
 - When must the money be spent;
 - Methodologies for distribution;
 - Funding vehicle for distribution; and
 - Reporting requirements.



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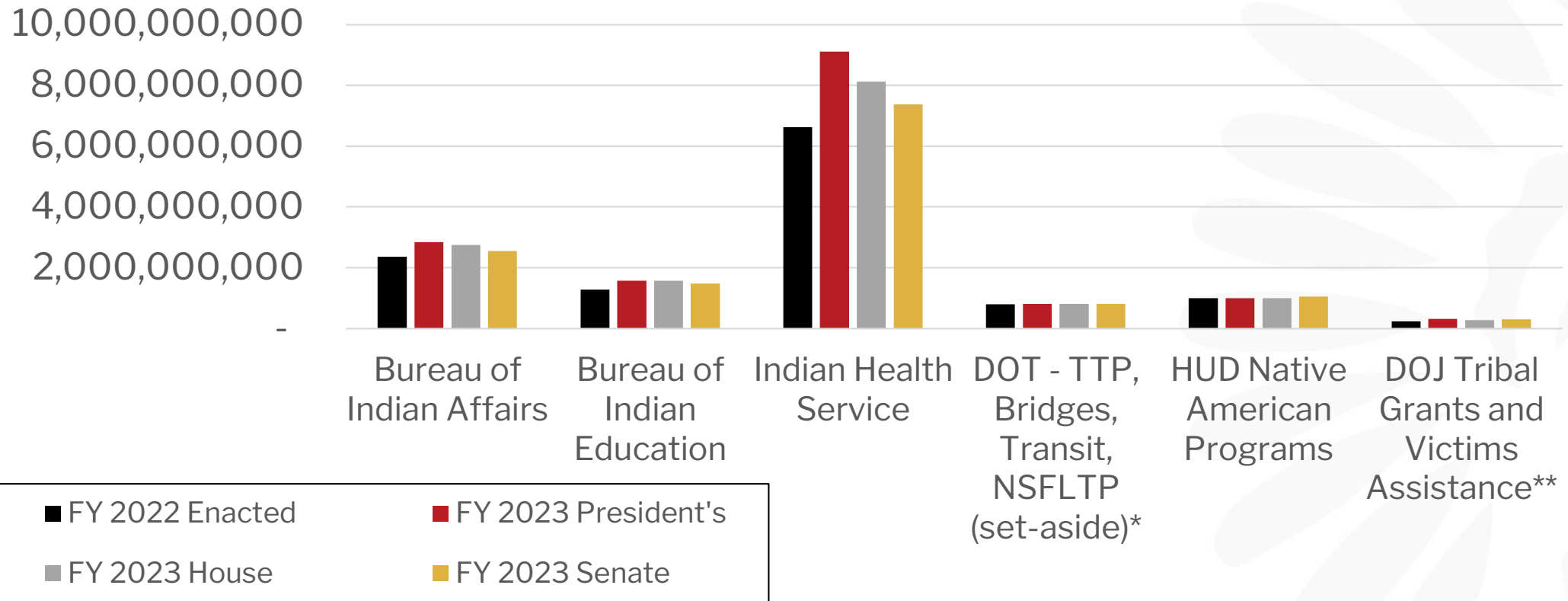
Appropriations Spending Totals

How are the FY 2023 numbers looking?



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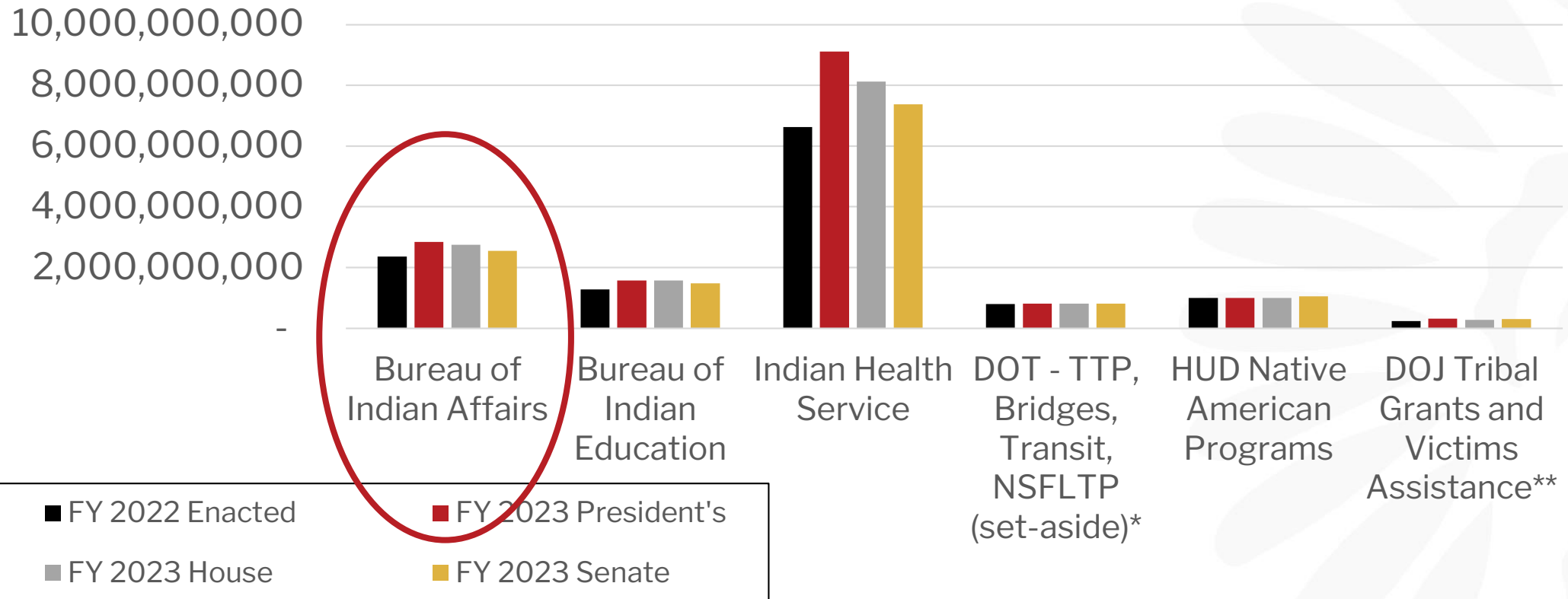
How are the Numbers Looking?





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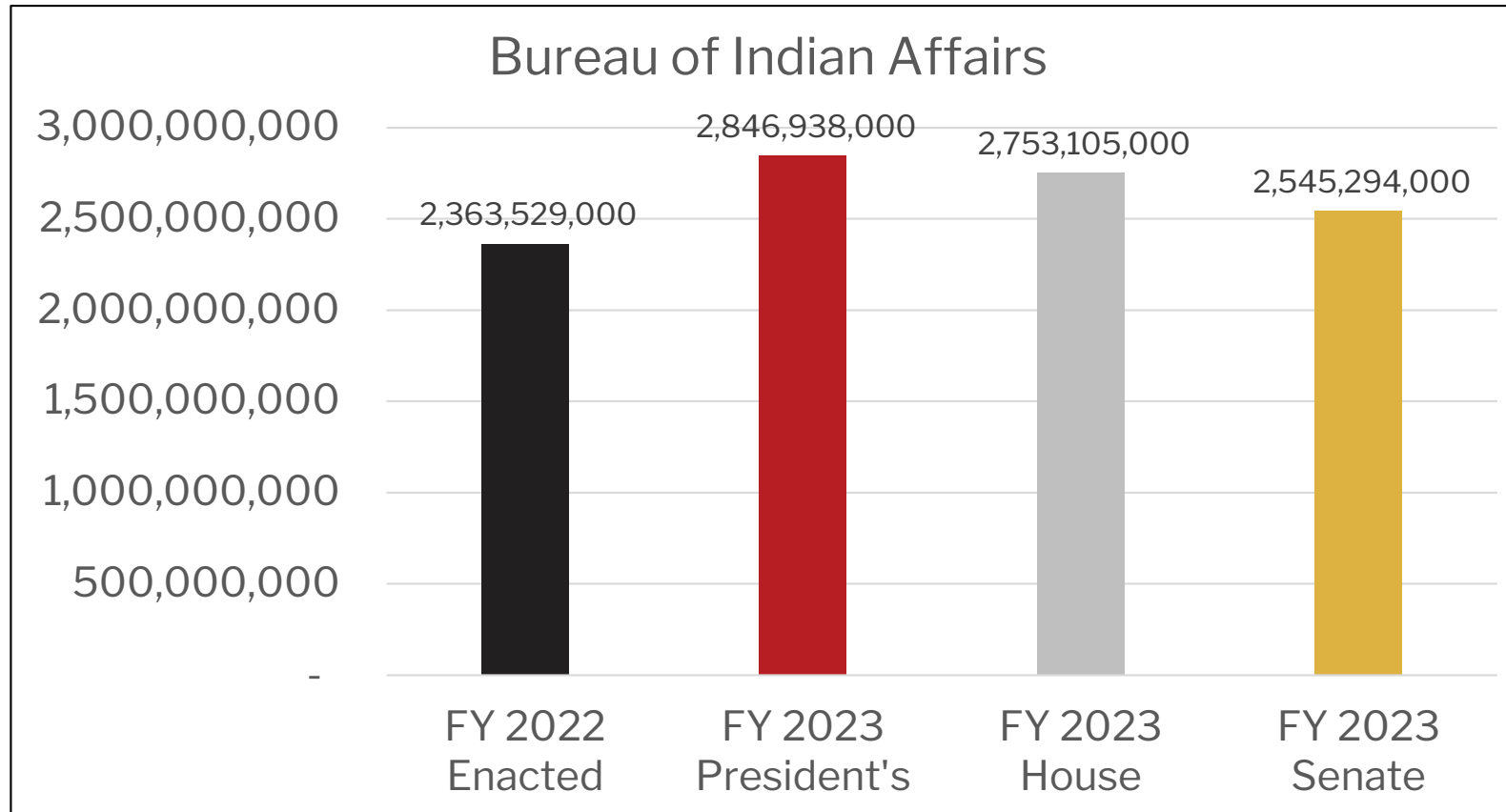
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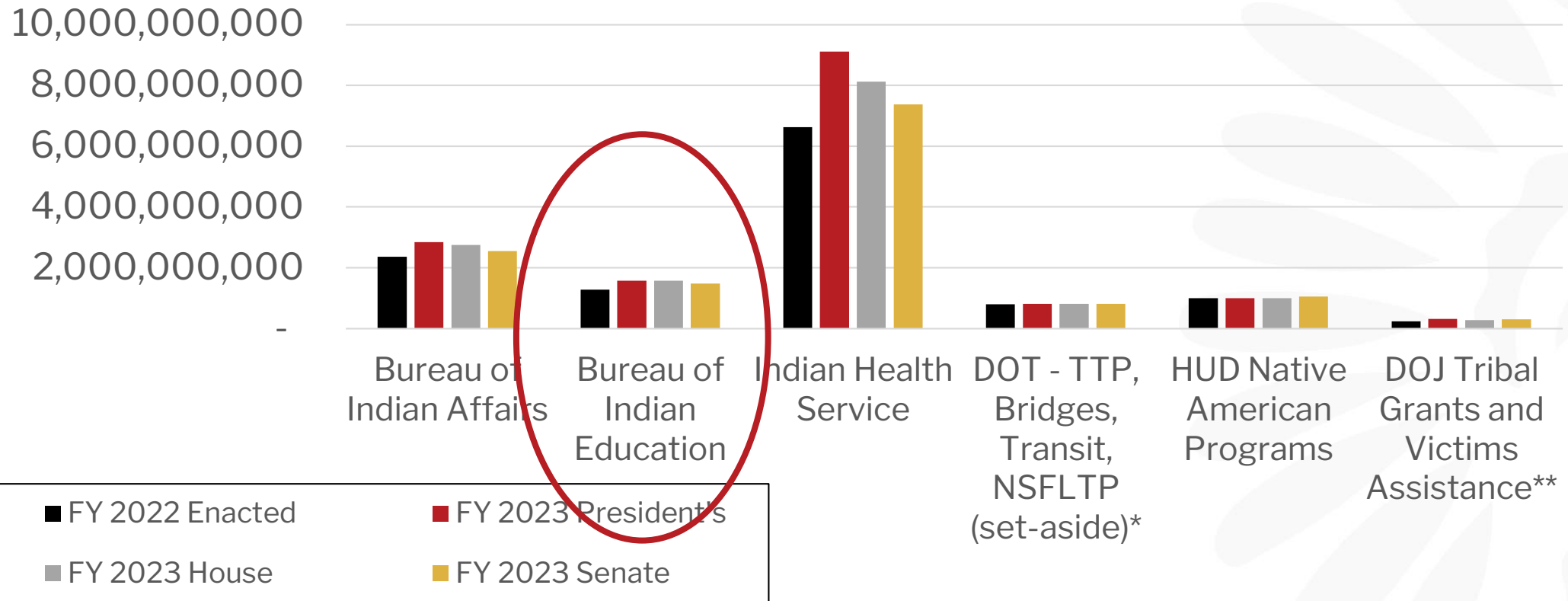
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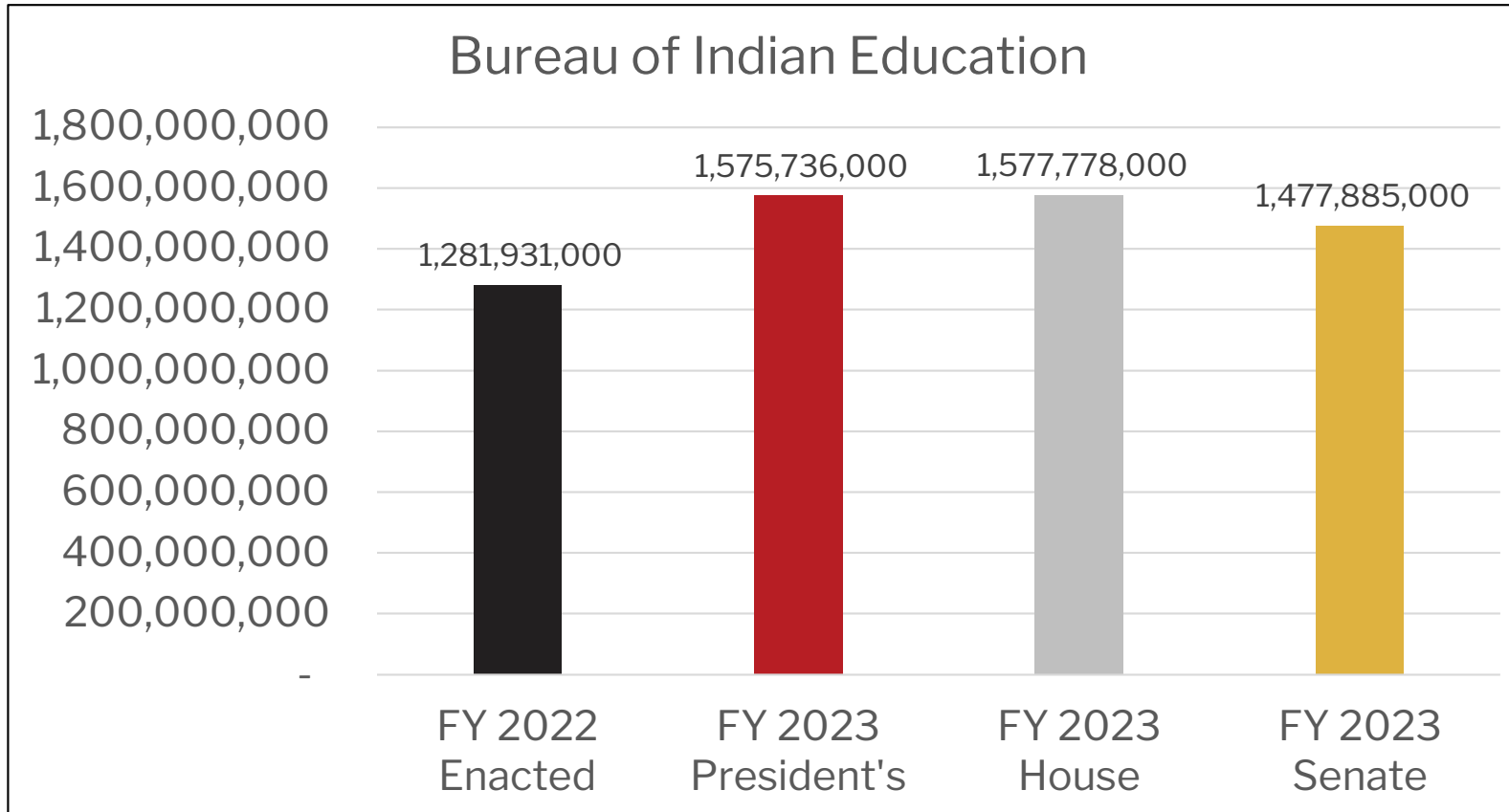
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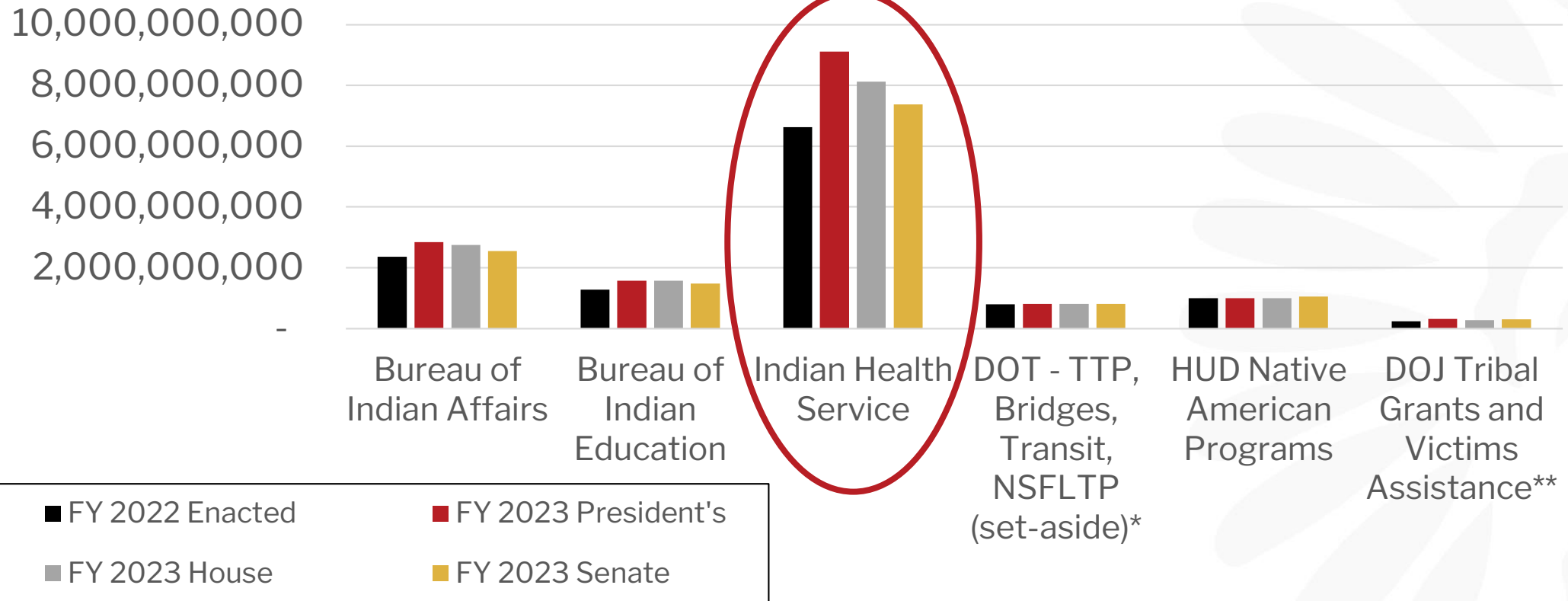
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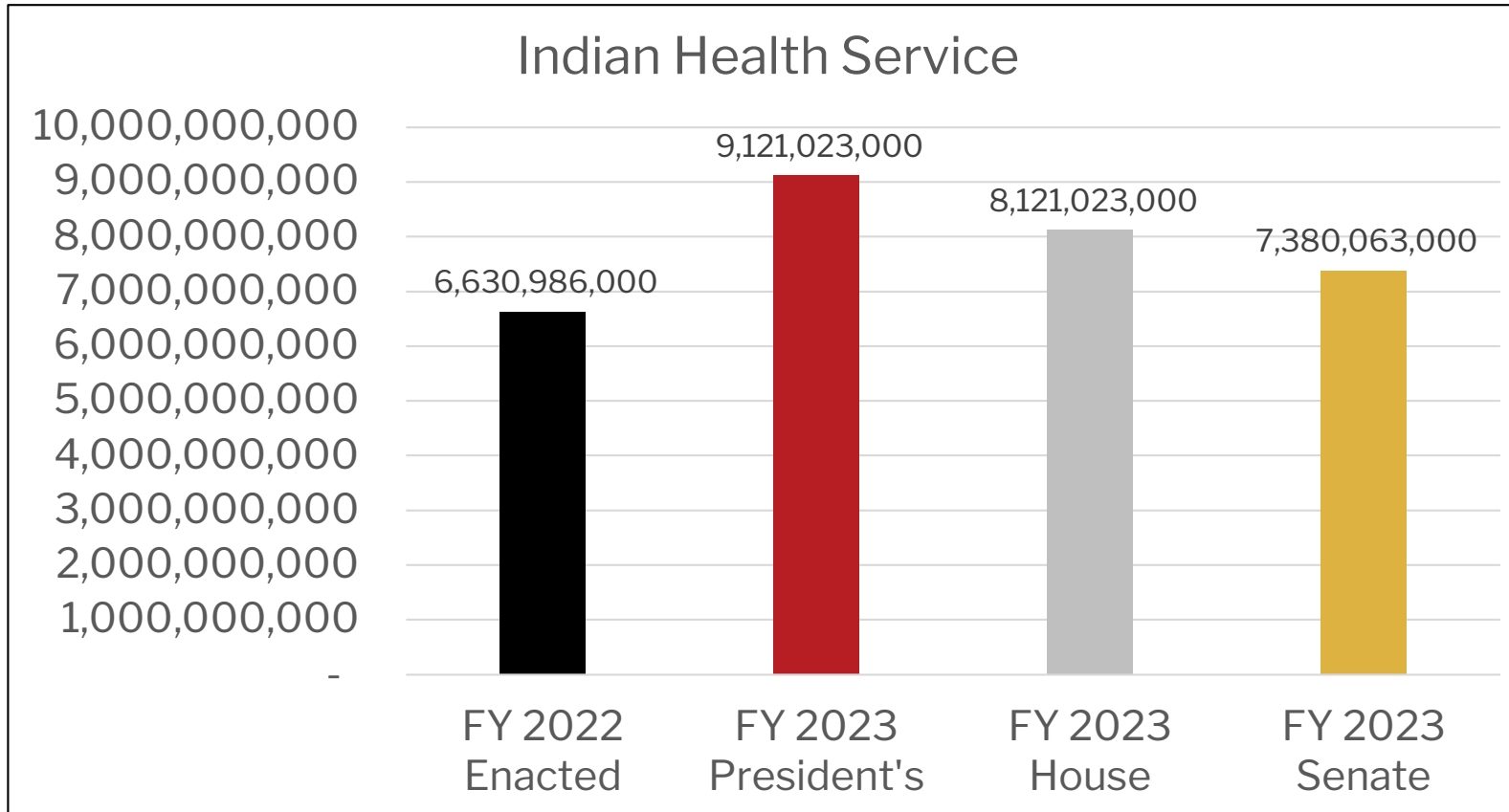
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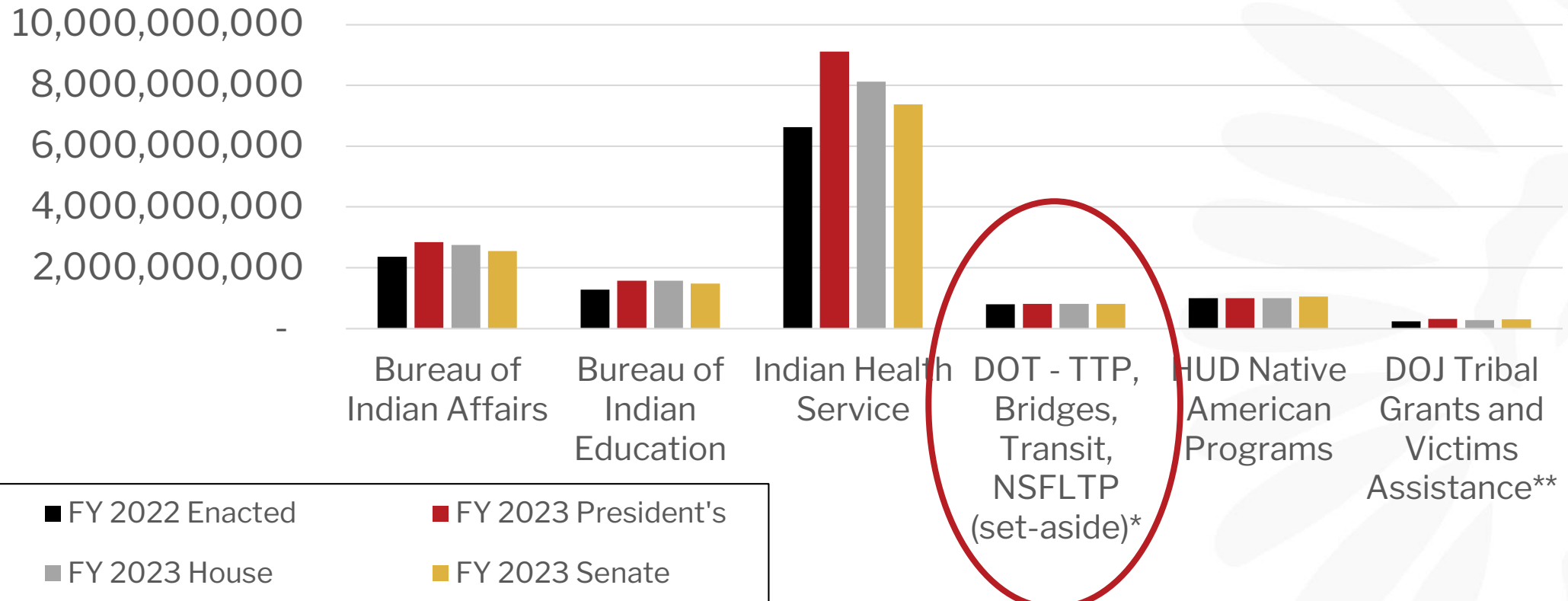
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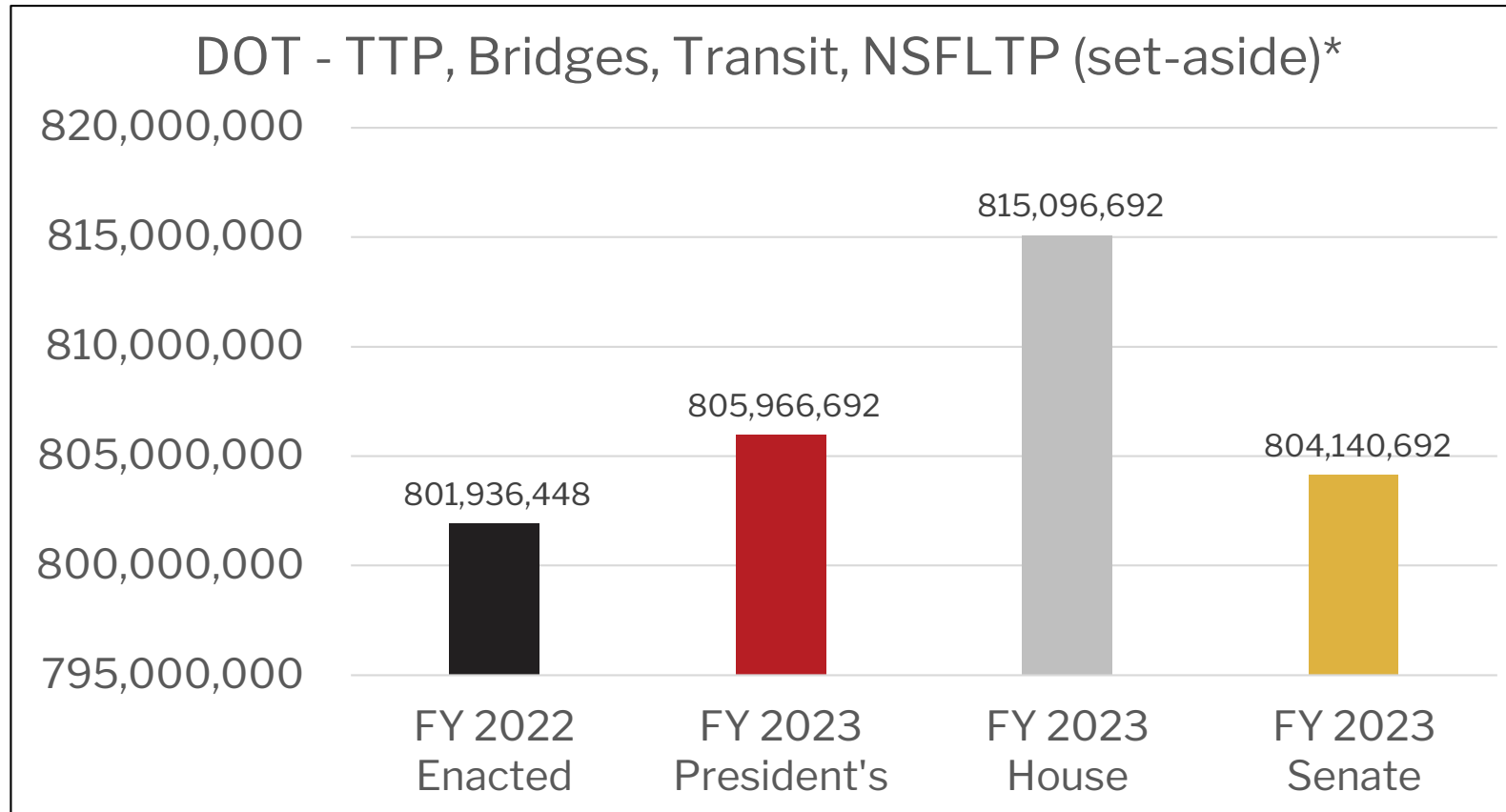
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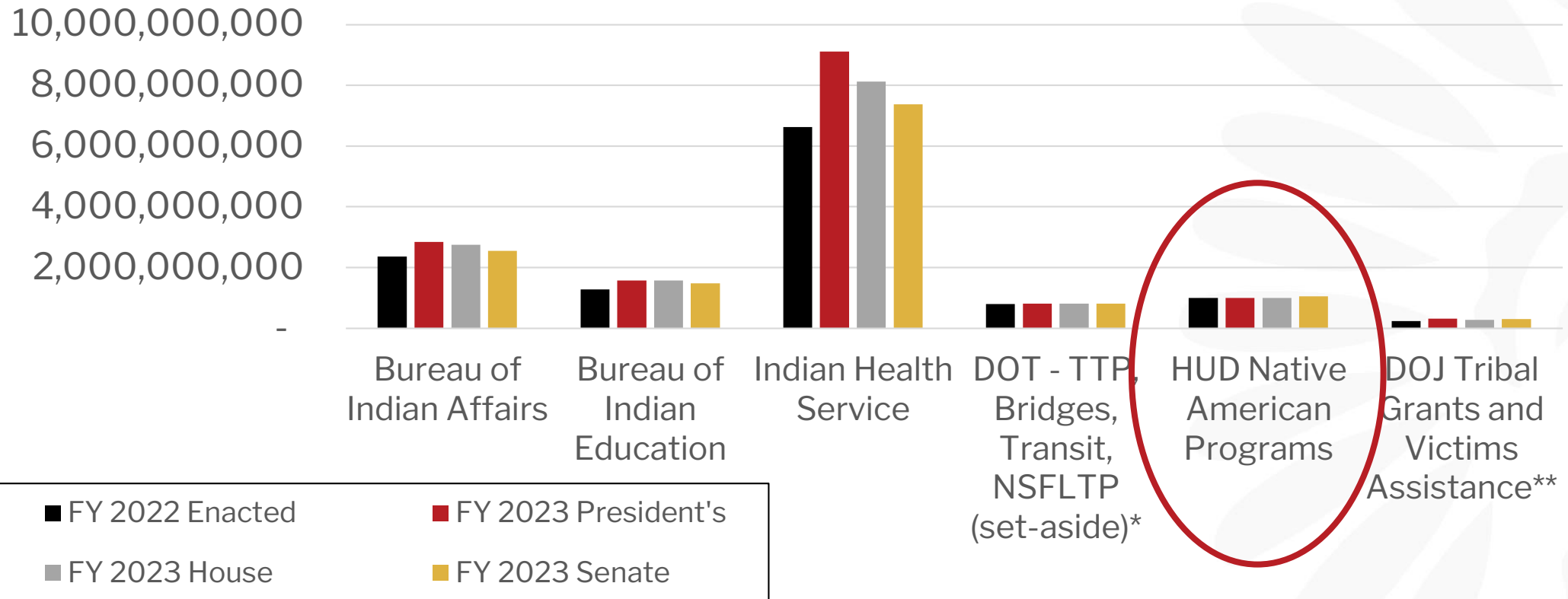


* FY 2023 estimates use the FY 2022 Obligation Limitation. The actual obligation limitation for FY 2023 could be higher or lower.



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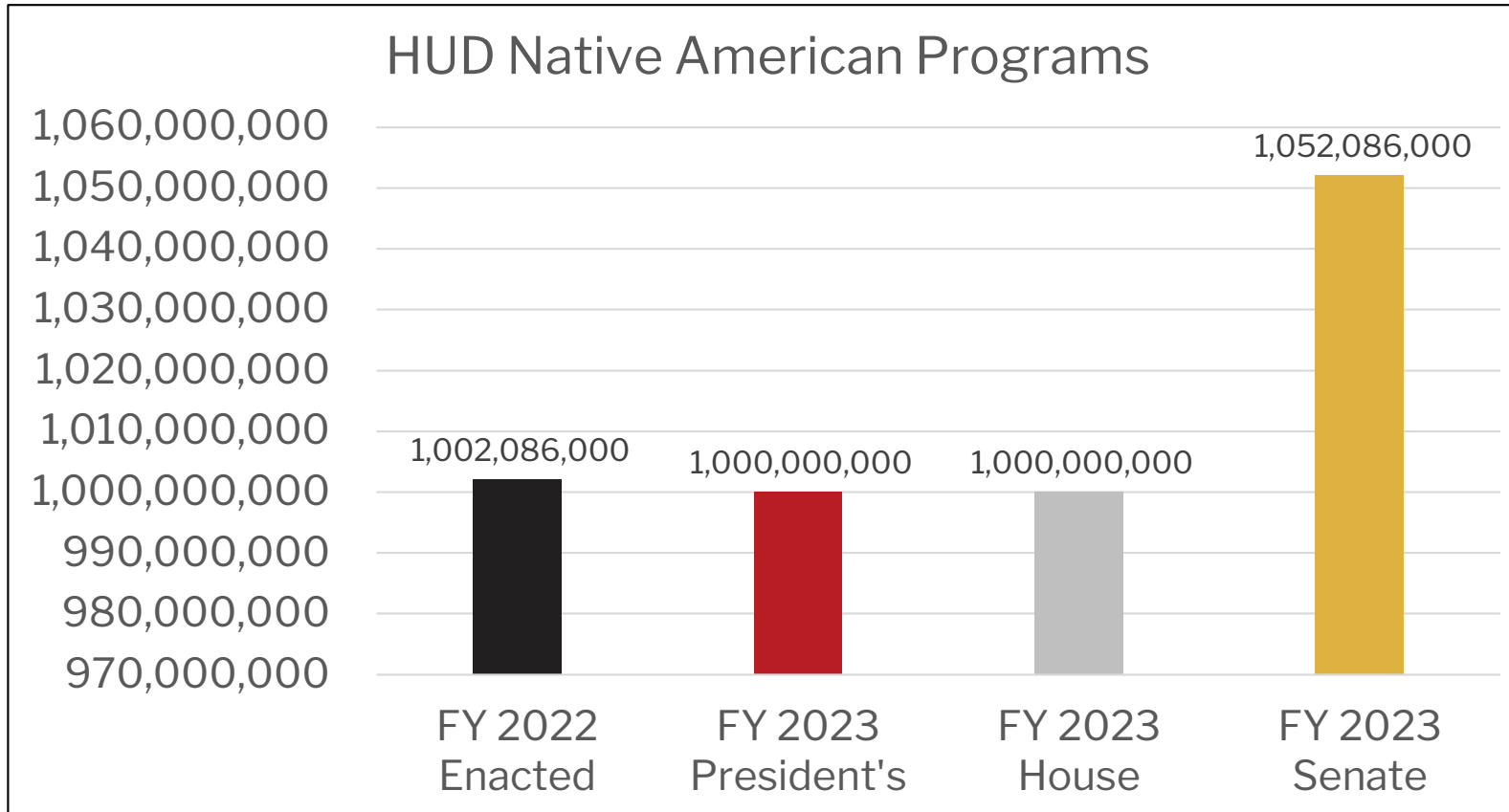
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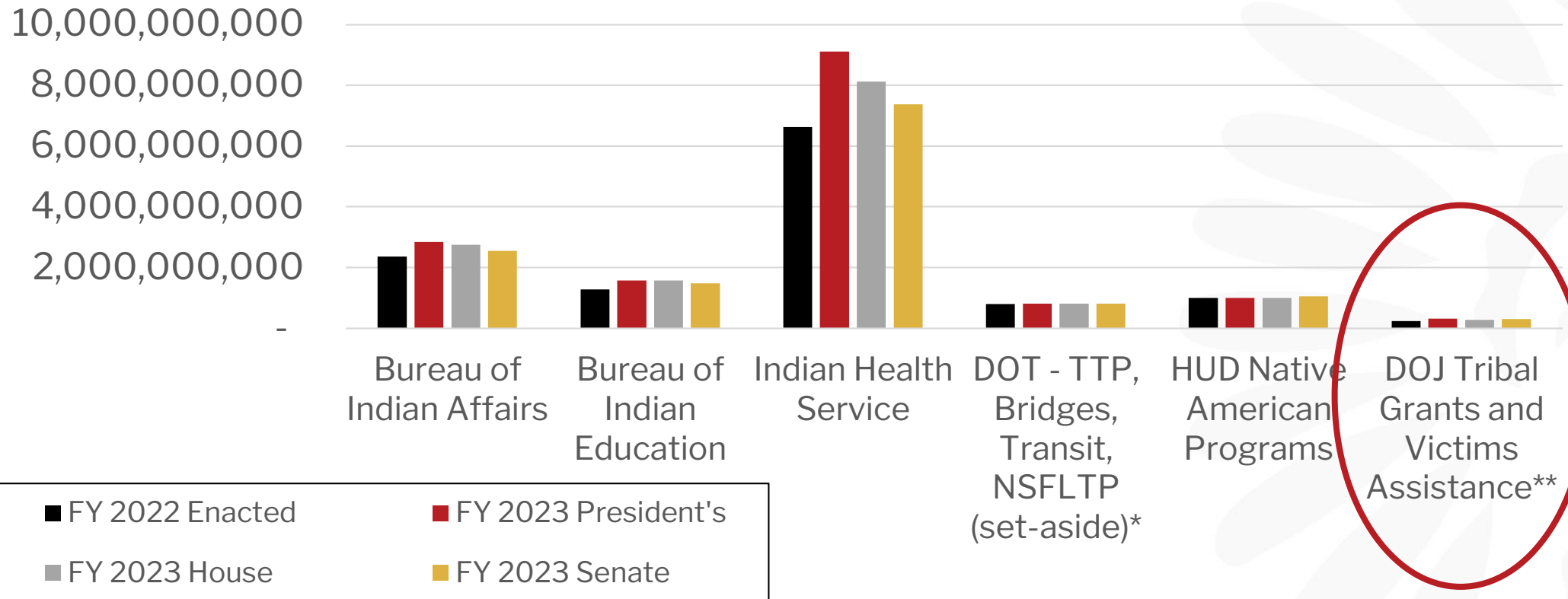
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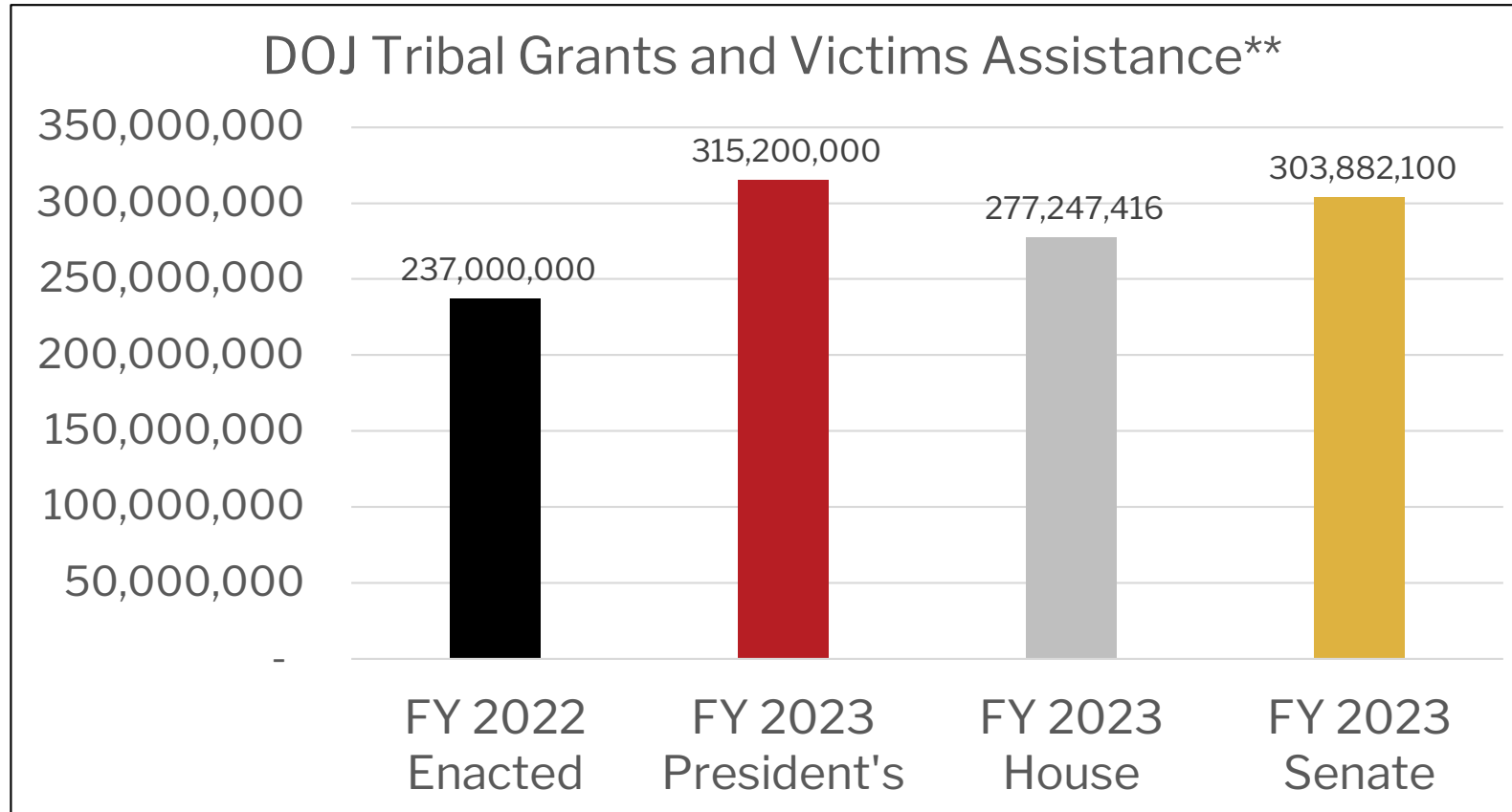
How are the Numbers Looking?





August 2022 Tribal/Interior Budget Council Legislative Update

How are the Numbers Looking?



** Includes:

- Office of Justice Programs
- Office of Juvenile Justice and Delinquency Prevention
- Community Oriented Police Services Program
- Office on Violence Against Women
- Crime Victims Fund (set-aside)



August 2022 Tribal/Interior Budget Council Legislative Update

FY 2023 Congressional Outlook

So, where is FY 2023 funding
headed next?





August 2022 Tribal/Interior Budget Council Legislative Update

Where is FY 2023 Headed?

- Expect at least one Continuing Resolution through the November elections.
- Expect a possible second CR through the Lame Duck session.
- Expect changes in appropriations bills if Congressional chambers change party control.



August 2022 Tribal/Interior Budget Council Legislative Update

Active Spending Legislation

What else is Congress up to on appropriations?



August 2022 Tribal/Interior Budget Council

Legislative Update

Recovering America's Wildlife Act

H.R. 2773 – Recovering America's Wildlife Act

- provides funding for the conservation or restoration of wildlife and plant species of greatest conservation need, including endangered or threatened species, and establishes related requirements.
- Supplements but does not Supplant Indian Affairs funding.

Passed in House, needs Senate support to overcome the 60-vote filibuster threshold.



August 2022 Tribal/Interior Budget Council

Legislative Update

School Lunches Program

[H.R. 8502](#)/[S. 4625](#) – Tribal Nutrition Improvement Act of 2022

- Would allow tribally controlled schools to administer USDA school lunch programs directly.
- This authority and its resources could reduce the funds used out of BIE ISEP funding as allowable costs to pay school lunches personnel.

Both versions (Identical text) are with the Congressional Committee of Jurisdiction. A hearing is most likely needed to move these bills out of Committee.



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Legislative Update

IHS Advance Appropriations

H.R. 5549 – Indian Health Service Advance Appropriations Act

- Hearing on July 28, 2022: House Committee on Natural Resources, Subcommittee for Indigenous Peoples of the United States.

Senate Interior, Environment, and Related Agencies Appropriations Bill

- FY 2023 appropriations bill includes advance appropriations for IHS Services and Facilities accounts for FY 2024.
- The bill also proposes to account for CSC and Payments for Tribal Leases as mandatory spending beginning in 2024.



August 2022 Tribal/Interior Budget Council

Legislative Update

CSC Fix Legislation

H.R. 7455 – the IHS Contract Support Costs Amendment Act

- A legislative fix proposed in response to the reduction in allowable Contract Support Costs for certain indirect costs.
- Currently, the bill has been introduced with a host of bipartisan co-sponsors, but no hearing has been held to move the bill out of Committee in the House.

Needs public support, if it hopes to move forward this session of Congress.



August 2022 Tribal/Interior Budget Council

Legislative Update

How do I get Involved?

- FY 2023 Regular Appropriations
 - Contact House and Senate Appropriations Committees and leadership for funding and committee guidance provisions.
 - Seek bipartisanship, Congress could change control.
- FY 2024 President's Budget
 - Immediately Contact Cabinet-level appointees and staff and describe important programs.
 - Transition to contacting OMB/White House.
 - Attend the [September 12, 2022 OMB Tribal Consultation](#).



August 2022 Tribal/Interior Budget Council

Legislative Update

How do I get Involved?

- Advance Appropriations for IHS.
 - Immediately contact the House and Senate in support.
 - Take NCAI and NIHB's [Survey](#).
 - Seek bipartisanship, Congress could change party control.
- Contract Support Costs Legislative Fix (H.R. 7455).
 - Contact the House Committee on Natural Resources in support.



August 2022 Tribal/Interior Budget Council

Legislative Update

How do I get Involved?

- Recovering America's Wildlife Act
 - Contact Senators for support and co-sponsorship, emphasizing Republican Senators (for the 60-vote threshold).
- Tribal Nutrition Improvement Act of 2022
 - Contact the House Committee on Education and Labor and the Senate Committee on Agriculture, Nutrition, and Forestry to request that a hearing be held for the bills and to support their enactment.
 - Contact your representatives to support or co-sponsor the bill.



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