



**BGOV Webinar**  
**What's on Tap for  
Congress in 2022**

By Bloomberg Government  
Jan. 12, 2022

**Bloomberg Government**

# Agenda

- **Lawmakers have returned to Washington for the second session of the 117th Congress with much left on their to-do list, while facing election-year headwinds**
- **This presentation sets the stage for the year on Capitol Hill**
  - 2022 congressional calendar and key dates
  - Democrats' social spending and tax bill
  - Voting rights and China competition legislation
  - Other possible legislative items
  - Midterm election outlook
  - Legislative highlights from 2021
- **Q&A**

# 2022 Congressional Calendar

■ Both in session   
 ■ Senate only   
 ■ House only

January						
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December						
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25	26	27	28	29	30	31

Note: House has committee work days scheduled the weeks of Feb. 14, May 23, June 27, and Sept. 5.

Sources: [House Majority Leader](#) | [Senate Majority Whip](#)

# Key Dates to Watch in 2022

Date	Event
<b>Jan. 15</b>	<ul style="list-style-type: none"> <li>• Next advanced child tax credit payment if provisions renewed; credit expired Dec. 31</li> </ul>
<b>Feb. 18</b>	<ul style="list-style-type: none"> <li>• Federal funding under December continuing resolution expires, along with other extensions such as a ban on fentanyl-analogue drugs</li> </ul>
<b>March 1</b>	<ul style="list-style-type: none"> <li>• State of the Union address</li> </ul>
<b>March 31</b>	<ul style="list-style-type: none"> <li>• Delayed Medicare sequestration under the Budget Control Act takes effect</li> </ul>
<b>May 1</b>	<ul style="list-style-type: none"> <li>• Student loan interest and payment pause issued by administration ends</li> </ul>
<b>June 30</b>	<ul style="list-style-type: none"> <li>• Trade Adjustment Assistance program for U.S. workers fully phases out</li> </ul>
<b>Sept. 30</b>	<ul style="list-style-type: none"> <li>• End of fiscal 2022; several major programs expire, including:               <ul style="list-style-type: none"> <li>– Food and Drug Administration fees for prescription drugs and medical products</li> <li>– Mental health and other programs under the 21st Century Cures Act</li> <li>– State grants to improve systems related to the National Instant Criminal Background Check System</li> </ul> </li> </ul>
<b>Nov. 8</b>	<ul style="list-style-type: none"> <li>• Midterm congressional elections</li> </ul>
<b>Dec. 31</b>	<ul style="list-style-type: none"> <li>• Tax credits for biodiesel and renewable diesel expire</li> </ul>

# Fiscal 2022 Spending Faces Complicated Path

● Passed by chamber   
 ● Committee approved   
 ● No votes

Bill	House	Senate
Agriculture-FDA	<span style="color: teal;">●</span>	<span style="color: yellow;">●</span>
Commerce-Justice-Science	<span style="color: yellow;">●</span>	<span style="color: red;">●</span>
Defense	<span style="color: yellow;">●</span>	<span style="color: red;">●</span>
Energy and Water	<span style="color: teal;">●</span>	<span style="color: yellow;">●</span>
Financial Services	<span style="color: teal;">●</span>	<span style="color: red;">●</span>
Homeland Security	<span style="color: yellow;">●</span>	<span style="color: red;">●</span>
Interior-Environment	<span style="color: teal;">●</span>	<span style="color: red;">●</span>
Labor-HHS-Education	<span style="color: teal;">●</span>	<span style="color: red;">●</span>
Legislative Branch	<span style="color: teal;">●</span>	<span style="color: red;">●</span>
Military Construction-VA	<span style="color: teal;">●</span>	<span style="color: yellow;">●</span>
State-Foreign Operations	<span style="color: teal;">●</span>	<span style="color: red;">●</span>
Transportation-HUD	<span style="color: teal;">●</span>	<span style="color: red;">●</span>

- **Continuing resolution expires Feb. 18**
- **Lawmakers negotiating:**
  - Top-line spending totals
  - 302(b) subcommittee allocations
  - Policy riders
  - Earmarks
  - Covid-19 supplemental
- **Disagreement is delaying start of fiscal 2023 budgeting process**

# Democrats' Social Spending and Tax Bill in Flux After Pushback

- Senate postponed action on reconciliation bill ([H.R. 5376](#)), weighs what to include

## Best chance

- Universal preschool
- Expanded ACA premium tax credits
- Medicare drug price negotiations
- Clean energy tax incentives
- Corporate minimum tax
- International tax changes
- Stock buyback tax
- Net investment income tax
- IRS enforcement funding

## Medium chance

- Expanded child tax credit
- Expanded EITC
- Millionaires' surtax
- SALT deduction changes
- Funding for housing
- Home health expansion
- Electric vehicles tax credit

## Small chance

- Paid leave
- Medicaid expansion
- Medicare hearing coverage
- CTC refundability
- Methane fee
- Immigration provisions
- Vaping tax

# Voting Rights Bills Depend on Filibuster Changes

- **Senate Majority Leader Chuck Schumer (D-N.Y.) said the chamber would debate voting rights legislation and changes to Senate rules this month**
  - He said he plans floor debate before Martin Luther King Jr. Day on Jan. 17
- **Measure likely based off the “Freedom to Vote Act” ([S. 2747](#)), which was negotiated with moderate Democrats who rejected several House-passed voting and ethics bills**
  - The House previously passed the “For the People Act” ([H.R. 1](#)), “John R. Lewis Voting Rights Advancement Act” ([H.R. 4](#)), and “Protecting Our Democracy Act” ([H.R. 5314](#))
- **Senate Republicans have blocked floor action on voting rights bills, prompting Democrats to consider changes to the filibuster**
  - Sens. Joe Manchin (D-W.Va.) and Kyrsten Sinema (D-Ariz.) have opposed rules changes that would allow bills to advance in the Senate using only a simple majority
  - Minority Leader Mitch McConnell (R-Ky.) said Electoral Count Act changes worth discussing

# Senators Push Bill to Boost China Competition, Semiconductors

- **Senate passed \$250 billion “U.S. Innovation and Competition Act” ([S. 1260](#)) in June**
  - Includes \$52 billion for semiconductor R&D and would reauthorize NSF and NASA programs
    - Would establish a new directorate within NSF to strengthen U.S. leadership in critical technologies
  - Also would require sanctions on China “malign influence” activities
- **Some House members said they favored an alternate approach to address competition**
  - The House passed two science research bills last year, including an NSF reauthorization ([H.R. 2225](#)) and a bill supporting Energy Department research ([H.R. 3593](#))
  - The House Foreign Affairs Committee approved the “EAGLE Act” ([H.R. 3524](#)), which would increase State Department resources in the Indo-Pacific and address human rights and climate issues
- **House and Senate leaders said they would negotiate a compromise bill that both chambers could pass after an attempt to attach USICA to the annual defense bill failed**



# Several Other Items Could Get Attention in 2022

Issue	Bills	Status
<b>Biomedical research</b>	<ul style="list-style-type: none"> <li>• “Cures 2.0 Act” (<a href="#">H.R. 6000</a>)</li> <li>• “ARPA-H Act” (<a href="#">H.R. 5585</a>)</li> </ul>	<ul style="list-style-type: none"> <li>• Reps. Diana DeGette (D-Colo.) and Fred Upton (R-Mich.) are pushing a follow-up to the 21st Century Cures Act, which would include Biden’s ARPA-H proposal</li> <li>• E&amp;C Health Subcommittee Chair Anna Eshoo (D-Calif.) introduced a separate bill to just establish ARPA-H</li> </ul>
<b>Ocean shipping</b>	<ul style="list-style-type: none"> <li>• “Ocean Shipping Reform Act” (<a href="#">H.R. 4996</a>)</li> </ul>	<ul style="list-style-type: none"> <li>• Lawmakers may continue to push legislation to address crowded ports and the shortage of shipping containers for U.S. exports</li> <li>• The House passed the first major overhaul of U.S. ocean shipping rules in two decades on Dec. 8</li> </ul>
<b>VAWA reauthorization</b>	<ul style="list-style-type: none"> <li>• “Violence Against Women Act Reauthorization Act” (<a href="#">H.R. 1620</a>)</li> </ul>	<ul style="list-style-type: none"> <li>• Senators from both parties are pushing for a deal on reauthorizing Violence Against Women Act programs – which would be the first major update since 2013</li> <li>• The House passed a bill in March 2021</li> </ul>
<b>Water projects authorization</b>	<ul style="list-style-type: none"> <li>• TBD</li> </ul>	<ul style="list-style-type: none"> <li>• Hearings starting on Water Resources Development Act, which is on a two-year cycle and was last enacted in 2020</li> </ul>

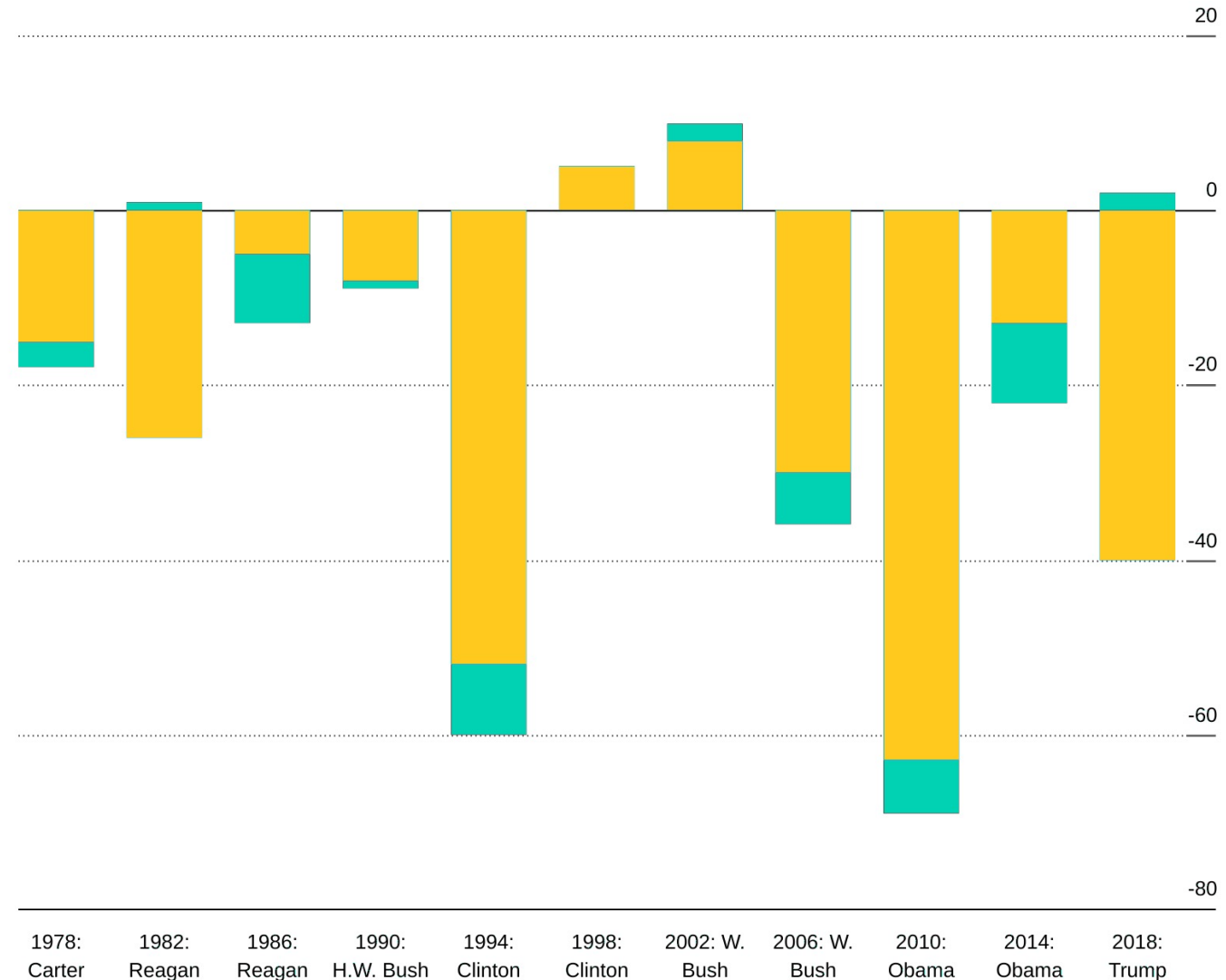
Note: APRA-H – Advanced Research Projects Agency-Health; E&C – House Energy and Commerce Committee

Sources: [Bloomberg Government Appropriations Status Table](#); [“Schumer Drops Effort to Attach China Bill to Pentagon Measure,”](#) Bloomberg Government; [“Senate to Vote on Filibuster Changes If GOP Blocks Voting Rights,”](#) Bloomberg First Word

# President's Party Often Takes a Hit in Midterm Elections

■ House ■ Senate

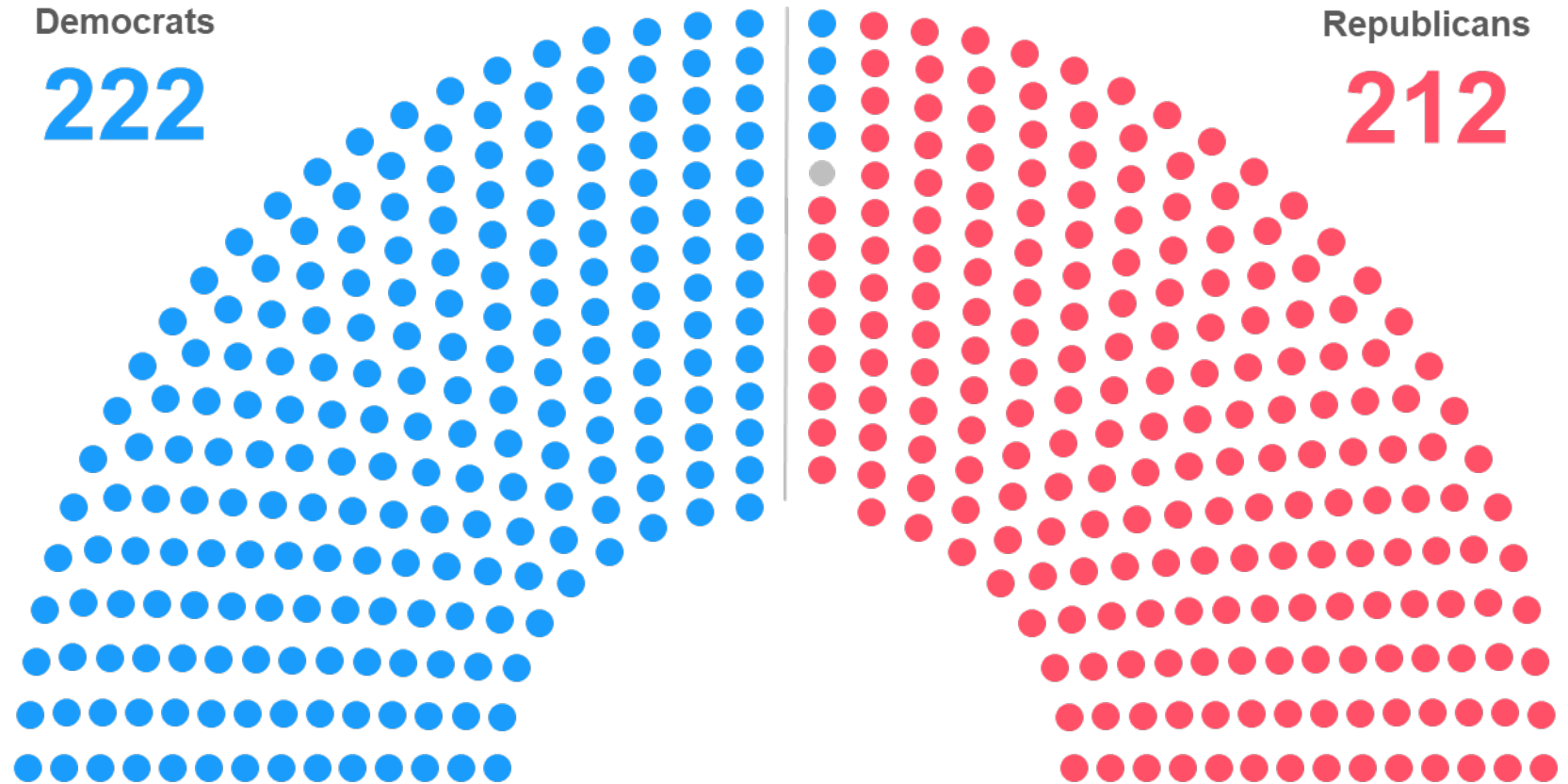
- A president's popularity is often diminished by the midterm elections
- Clinton, Obama, Trump lost majorities in at least one chamber in their first midterms
- Republicans gained the Senate in George W. Bush's first midterm



Source: [American Presidency Project](#)

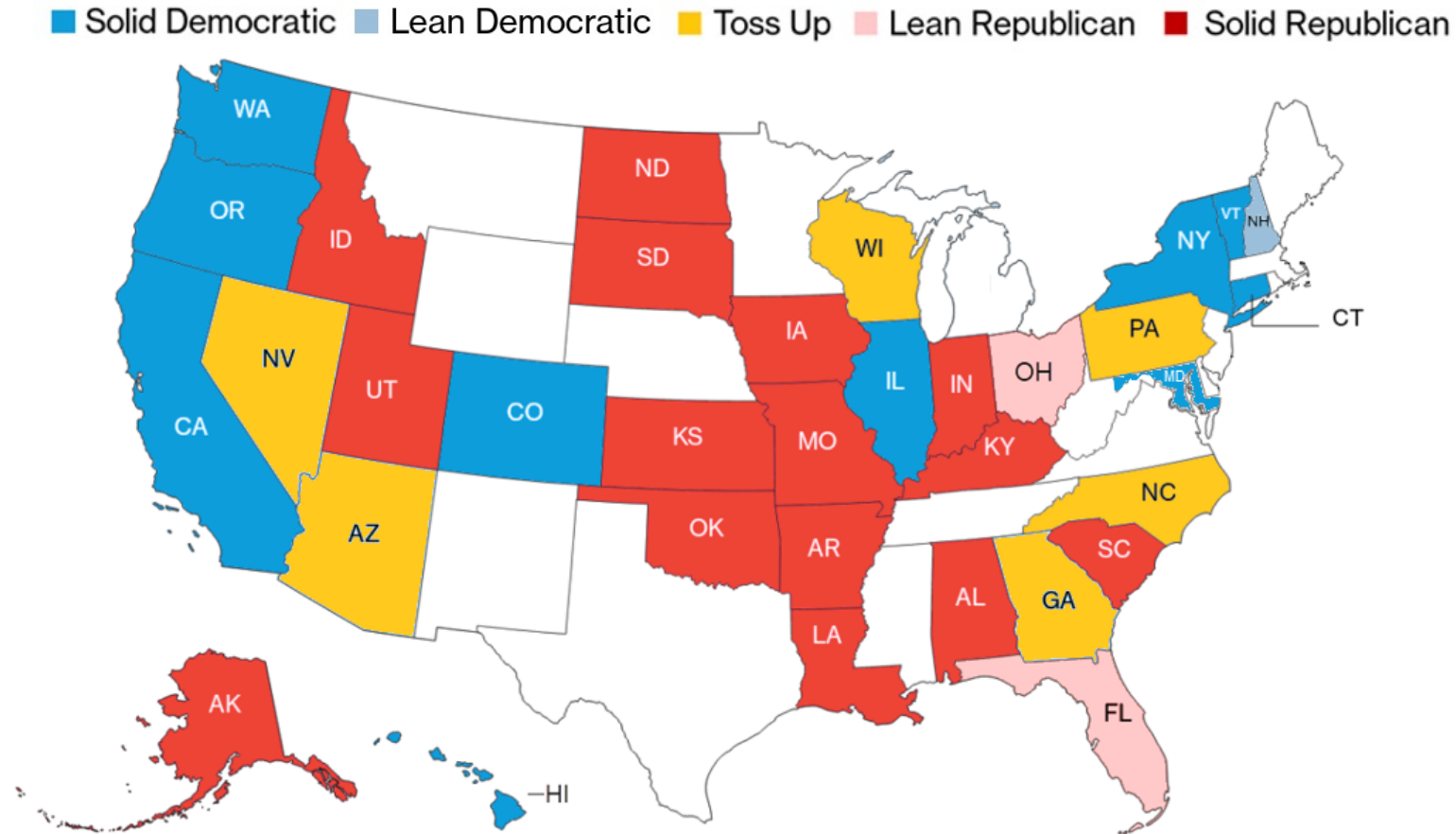
# Narrow House Majority Heading in 2022 Midterm Elections

- All 435 House members are up for election
- Republicans need to net five seats to take control
- 37 members are retiring or seeking other offices
  - 26 Democrats
  - 11 Republicans
- 17 states still working on redistricting
- At least five member vs. member matchups



Note: Reflects Rep.-elect Sheila Cherfilus-McCormick (D-Fla.)

# 50-50 Senate Tie Could Be Broken; GOP Has More Open Seats



- **34 seats are up this year**
  - 20 Republicans
  - 14 Democrats
- **One net gain would give Republicans control**
- **Six tossups according to Cook Political Report with Amy Walter**
- **Five Republicans retiring vs. one Democrat**

Source: Cook Political Report with Amy Walter race ratings as of Nov. 19; no races are rated as "likely" for Republicans or Democrats

# Appendix

# Congress Passed Several Big-Ticket Items in 2021

Law	Description
<b>American Rescue Plan Act</b>	\$1.9 trillion Covid-19 response and stimulus package ( <a href="#">Public Law 117-2</a> )
<b>Infrastructure Investment and Jobs Act</b>	Surface transportation reauthorization, plus funding for broadband, water infrastructure, and more ( <a href="#">Public Law 117-58</a> )
<b>National Defense Authorization Act</b>	\$768 billion measure authorized \$25 billion more than the White House requested ( <a href="#">Public Law 117-81</a> )
<b>Congressional Review Act resolutions</b>	Three Trump-era rules overturned through joint resolutions under the Congressional Review Act related to workplace discrimination claims, methane emissions limits, and bank lending rules
<b>Debt limit increases</b>	Separate increases of \$480 billion ( <a href="#">Public Law 117-50</a> ) and \$2.5 trillion ( <a href="#">Public Law 117-73</a> ), likely ensuring debt limit won't be reached until after the midterm elections

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