

114TH CONGRESS
1ST SESSION

S. 289

To prioritize funding for an expanded and sustained national investment
in biomedical research.

IN THE SENATE OF THE UNITED STATES

JANUARY 28, 2015

Mr. DURBIN (for himself, Mr. BROWN, Ms. KLOBUCHAR, Mrs. BOXER, Mr. MARKEY, Mr. CARDIN, Mr. FRANKEN, Mr. CASEY, and Mr. SCHUMER) introduced the following bill; which was read twice and referred to the Committee on the Budget

A BILL

To prioritize funding for an expanded and sustained national
investment in biomedical research.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “American Cures Act”.

5 **SEC. 2. CAP ADJUSTMENT.**

6 (a) IN GENERAL.—Section 251(b)(2) of the Balanced
7 Budget and Emergency Deficit Control Act of 1985 (2
8 U.S.C. 901(b)(2)) is amended—

1 (1) by redesignating subparagraph (D) as sub-
2 paragraph (E); and

3 (2) by inserting after subparagraph (C), the fol-
4 lowing:

5 “(D) BIOMEDICAL RESEARCH.—

6 “(i) NATIONAL INSTITUTES OF
7 HEALTH.—If a bill or joint resolution mak-
8 ing appropriations for a fiscal year is en-
9 acted that specifies amounts for the Na-
10 tional Institutes of Health at the Depart-
11 ment of Health and Human Services, then
12 the adjustments for that fiscal year shall
13 be the amount of additional new budget
14 authority provided in that Act for such
15 programs for that fiscal year, but shall not
16 exceed—

17 “(I) for fiscal year 2016,
18 \$1,741,000,000 in additional new
19 budget authority;

20 “(II) for fiscal year 2017,
21 \$3,422,000,000 in additional new
22 budget authority;

23 “(III) for fiscal year 2018,
24 \$5,167,000,000 in additional new
25 budget authority;

1 “(IV) for fiscal year 2019,
2 \$7,085,000,000 in additional new
3 budget authority;

4 “(V) for fiscal year 2020,
5 \$9,149,000,000 in additional new
6 budget authority; and

7 “(VI) for fiscal year 2021,
8 \$11,435,000,000 in additional new
9 budget authority.

10 “(ii) CENTERS FOR DISEASE CONTROL
11 AND PREVENTION.—If a bill or joint reso-
12 lution making appropriations for a fiscal
13 year is enacted that specifies amounts for
14 the Centers for Disease Control and Pre-
15 vention at the Department of Health and
16 Human Services, then the adjustments for
17 that fiscal year shall be the amount of ad-
18 ditional new budget authority provided in
19 that Act for such programs for that fiscal
20 year, but shall not exceed—

21 “(I) for fiscal year 2016,
22 \$716,000,000 in additional new budg-
23 et authority;

1 “(II) for fiscal year 2017,
2 \$1,287,000,000 in additional new
3 budget authority;

4 “(III) for fiscal year 2018,
5 \$1,503,000,000 in additional new
6 budget authority;

7 “(IV) for fiscal year 2019,
8 \$1,980,000,000 in additional new
9 budget authority;

10 “(V) for fiscal year 2020,
11 \$2,298,000,000 in additional new
12 budget authority; and

13 “(VI) for fiscal year 2021,
14 \$2,884,000,000 in additional new
15 budget authority.

16 “(iii) DEPARTMENT OF DEFENSE
17 HEALTH PROGRAM.—If a bill or joint reso-
18 lution making appropriations for a fiscal
19 year is enacted that specifies amounts for
20 the Department of Defense health pro-
21 gram, then the adjustments for that fiscal
22 year shall be the amount of additional new
23 budget authority provided in that Act for
24 such programs for that fiscal year, but
25 shall not exceed—

1 “(I) for fiscal year 2016,
2 \$57,402,000 in additional new budget
3 authority;

4 “(II) for fiscal year 2017,
5 \$139,213,000 in additional new budg-
6 et authority;

7 “(III) for fiscal year 2018,
8 \$226,460,000 in additional new budg-
9 et authority;

10 “(IV) for fiscal year 2019,
11 \$322,742,000 in additional new budg-
12 et authority;

13 “(V) for fiscal year 2020,
14 \$425,700,000 in additional new budg-
15 et authority; and

16 “(VI) for fiscal year 2021,
17 \$540,000,000 in additional new budg-
18 et authority.

19 “(iv) MEDICAL AND PROSTHETICS RE-
20 SEARCH PROGRAM OF THE DEPARTMENT
21 OF VETERANS AFFAIRS.—If a bill or joint
22 resolution making appropriations for a fis-
23 cal year is enacted that specifies amounts
24 for the medical and prosthetics research
25 program of the Department of Veterans

1 Affairs, then the adjustments for that fis-
2 cal year shall be the amount of additional
3 new budget authority provided in that Act
4 for such programs for that fiscal year, but
5 shall not exceed—

6 “(I) for fiscal year 2016,
7 \$25,201,000 in additional new budget
8 authority;

9 “(II) for fiscal year 2017,
10 \$52,945,000 in additional new budget
11 authority;

12 “(III) for fiscal year 2018,
13 \$80,866,000 in additional new budget
14 authority;

15 “(IV) for fiscal year 2019,
16 \$112,189,000 in additional new budg-
17 et authority;

18 “(V) for fiscal year 2020,
19 \$146,157,000 in additional new budg-
20 et authority; and

21 “(VI) for fiscal year 2021,
22 \$184,027,000 in additional new budg-
23 et authority.

24 “(v) DEFINITIONS.—As used in this
25 subparagraph:

1 “(I) ADDITIONAL NEW BUDGET
2 AUTHORITY.—The term ‘additional
3 new budget authority’ means—

4 “(aa) with respect to the
5 National Institutes of Health, the
6 amount provided for a fiscal
7 year, in excess of the amount
8 provided in fiscal year 2015, in
9 an appropriation Act and speci-
10 fied to support the National In-
11 stitutes of Health;

12 “(bb) with respect to the
13 Centers for Disease Control and
14 Prevention, the amount provided
15 for a fiscal year, in excess of the
16 amount provided in fiscal year
17 2015, in an appropriation Act
18 and specified to support the Cen-
19 ters for Disease Control and Pre-
20 vention;

21 “(cc) with respect to the De-
22 partment of Defense health pro-
23 gram, the amount provided for a
24 fiscal year, in excess of the
25 amount provided in fiscal year

1 2015, in an appropriation Act
2 and specified to support the De-
3 partment of Defense health pro-
4 gram; and

5 “(dd) with respect to the
6 medical and prosthetics research
7 program of the Department of
8 Veterans Affairs, the amount
9 provided for a fiscal year, in ex-
10 cess of the amount provided in
11 fiscal year 2015, in an appropria-
12 tion Act and specified to support
13 the medical and prosthetics re-
14 search program of the Depart-
15 ment of Veterans Affairs.

16 “(II) CENTERS FOR DISEASE
17 CONTROL AND PREVENTION.—The
18 term ‘Centers for Disease Control and
19 Prevention’ means the appropriations
20 accounts that support the various in-
21 stitutes, offices, and centers that
22 make up the Centers for Disease Con-
23 trol and Prevention.

24 “(III) DEPARTMENT OF DE-
25 FENSE HEALTH PROGRAM.—The term

1 ‘Department of Defense health pro-
2 gram’ means the appropriations ac-
3 counts that support the various insti-
4 tutes, offices, and centers that make
5 up the Department of Defense health
6 program.

7 “(IV) MEDICAL AND PROS-
8 THETICS RESEARCH PROGRAM OF THE
9 DEPARTMENT OF VETERANS AF-
10 FAIRS.—The term ‘medical and pros-
11 thetics research program of the De-
12 partment of Veterans Affairs’ means
13 the appropriations accounts that sup-
14 port the various institutes, offices,
15 and centers that make up the medical
16 and prosthetics research program of
17 the Department of Veterans Affairs.

18 “(V) NATIONAL INSTITUTES OF
19 HEALTH.—The term ‘National Insti-
20 tutes of Health’ means the appropria-
21 tions accounts that support the var-
22 ious institutes, offices, and centers
23 that make up the National Institutes
24 of Health.”.

1 (b) FUNDING.—There are hereby authorized to be
2 appropriated—

3 (1) for the National Institutes of Health, the
4 amounts provided for under clause (i) of such sec-
5 tion 251(b)(2)(D) in each of fiscal years 2016
6 through 2021, and such sums as may be necessary
7 for each subsequent fiscal year;

8 (2) for the Secretary of Health and Human
9 Services, acting through the Centers for Disease
10 Control and Prevention, the amounts provided for
11 under clause (ii) of such section 251(b)(2)(D) in
12 each of fiscal years 2016 through 2021, and such
13 sums as may be necessary for each subsequent fiscal
14 year;

15 (3) for the Department of Defense health pro-
16 gram, the amounts provided for under clause (iii) of
17 such section 251(b)(2)(D) in each of fiscal years
18 2016 through 2021, and such sums as may be nec-
19 essary for each subsequent fiscal year; and

20 (4) for the Medical and prosthetics research
21 program of the Department of Veterans Affairs, the
22 amounts provided for under clause (iv) of such sec-
23 tion 251(b)(2)(D) in each of fiscal years 2016
24 through 2021, and such sums as may be necessary
25 for each subsequent fiscal year.

1 (c) MINIMUM CONTINUED FUNDING REQUIRE-
2 MENT.—Amounts appropriated for each of the programs
3 and agencies described in section 251(b)(2)(D) of the Bal-
4 anced Budget and Emergency Deficit Control Act of 1985
5 (as added by subsection (a)) for each of fiscal years 2016
6 through 2021, and each subsequent fiscal year, shall not
7 be less than the amounts appropriated for such programs
8 and agencies for fiscal year 2015.

9 (d) EXEMPTION OF CERTAIN APPROPRIATIONS FROM
10 SEQUESTRATION.—

11 (1) IN GENERAL.—Section 255(g)(1)(A) of the
12 Balanced Budget and Emergency Deficit Control
13 Act (2 U.S.C. 905(g)(1)(A)) is amended by inserting
14 after “Advances to the Unemployment Trust Fund
15 and Other Funds (16–0327–0–1–600).” the fol-
16 lowing:

17 “Appropriations under the American
18 Cures Act.”.

19 (2) APPLICABILITY.—The amendment made by
20 this section shall apply to any sequestration order
21 issued under the Balanced Budget and Emergency
22 Deficit Control Act of 1985 (2 U.S.C. 900 et seq.)
23 on or after the date of enactment of this Act.

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