

Congress of the United States
Washington, DC 20515

July 7, 2015

The Honorable Sylvia Burwell
Secretary
Department of Health and Human Services
200 Independence Avenue, SW
Washington, DC

Dear Secretary Burwell:


Pursuant to Rules X and XI of the U.S. House of Representatives, the Committee on Energy and Commerce and the Committee on Ways and Means are conducting oversight into the implementation of the Patient Protection and Affordable Care Act (PPACA). Specifically, the committees are examining the implementation of the PPACA's cost-sharing reduction program.

We remain concerned that the administration is unlawfully and unconstitutionally misappropriating funds to make Section 1402 Offset Program payments to insurance companies. To understand the Department of Health and Human Services' (HHS) administration of the cost-sharing reduction program, the committees sent you a letter on February 3, 2015 requesting information and documents. To date, HHS has not provided any documents or information in response to that request.


The committees reiterate the February 3, 2015 request. Please provide the department's responses to the Committees by July 21, 2015. If HHS fails to produce the documents and information, the committees will have no choice but to consider the use of the compulsory process to obtain them.

If you have any questions, please contact Charles Ingebretson with Committee on Energy and Commerce staff at (202) 225-2927 or Mark Epley with Committee on Ways and Means staff at (202) 225-2610.

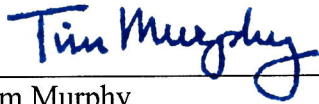
Sincerely,



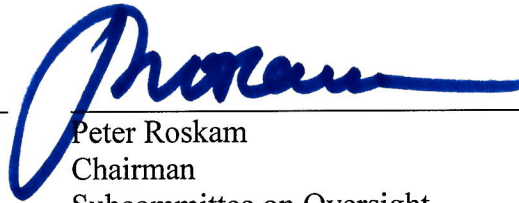
Fred Upton
Chairman
Committee on Energy and Commerce



Paul Ryan
Chairman
Committee on Ways and Means



Tim Murphy
Chairman
Subcommittee on Oversight
and Investigations



Peter Roskam
Chairman
Subcommittee on Oversight

Attachment