

ONE HUNDRED THIRTEENTH CONGRESS
Congress of the United States
House of Representatives

COMMITTEE ON ENERGY AND COMMERCE

2125 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6115

Majority (202) 225-2927
Minority (202) 225-3641

June 27, 2013

Marilyn Tavenner
Administrator
Centers for Medicare and Medicaid Services
Department of Health and Human Services
200 Independence Avenue, SW
Washington, DC 20201

Dear Administrator Tavenner:

We write to request that you supplement your response to the bipartisan letter sent by 124 members of the House of Representatives, including 31 members of the Energy and Commerce Committee, related to sequestration and the Medicare program (copy attached).

On April 19, 2013, 31 members of the Committee – 22 Republicans and 9 Democrats – signed a letter with their House colleagues requesting information on how the Centers for Medicare and Medicaid Services (CMS) plans to apply sequestration to Medicare Part B drugs. Their request related in part to what flexibility CMS has to implement sequestration considering the unique circumstances that surround the purchase and reimbursement of Part B drugs by medical providers. In our opinion, the response sent by CMS, dated June 3, 2013, did not fully address their request, including the seven questions posed in the letter.

By this letter, we reiterate the request made, and questions asked, by the 31 members of the Committee. Further, we ask that you provide all documents related to any assessment by CMS on how sequestration has or will be applied to Part B Medicare drug and service reimbursement. Finally, we ask that you provide all documents provided to CMS by the Office of Management and Budget and Department of Health and Human Services regarding this sequestration issue.

Please respond to this request by July 3, 2013. If you have any questions regarding this letter, please contact Robert Horne with the Committee staff at (202) 225-2927.

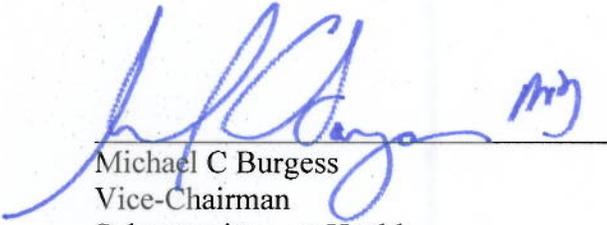
Sincerely,



Fred Upton
Chairman



Joseph R. Pitts
Chairman
Subcommittee on Health



Michael C Burgess
Vice-Chairman
Subcommittee on Health

cc: The Honorable Henry Waxman, Ranking Member

The Honorable Frank Pallone, Ranking Member
Subcommittee on Health