

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

May 19, 2014

Mr. David Moskovitz  
Chief Executive  
Accenture Federal Services  
1345 Avenue of the Americas  
New York, NY 10105

Dear Mr. Moskovitz:

Pursuant to Rules X and XI of the United States House of Representatives, the Committee on Energy and Commerce is examining the payment of subsidies made to millions of Americans under the Patient Protection and Affordable Care Act (PPACA).

According to the *Washington Post*, more than 1 million Americans may have received incorrect subsidies to pay for health care plans purchased in the Federally Facilitated Marketplace (FFM) and the government has been unable to fix the error.<sup>1</sup> As a result, “potentially hundreds of thousands of people are receiving bigger subsidies than they deserve” and only a “fraction” of that number have been notified that there is a problem with their application. The reason for this problem is one that has troubled the FFM since open enrollment began on October 1, 2013: the capability to address these problems has yet to be built. Henry Chao, Deputy Chief Information Officer for the Centers for Medicare and Medicaid Services (CMS), acknowledged this in his testimony before the Subcommittee on Oversight and Investigations on November 19, 2013. In January the administration hired Accenture to oversee HealthCare.gov and the administration’s efforts to complete the building of the FFM.<sup>2</sup>

The *Post* noted that a federal contractor would begin to “step up efforts at resolving a variety of inconsistencies that have appeared in applications, including income discrepancies.” In addition to eligibility for subsidies, the effort to resolve inconsistencies must also address those applications — approximately 1 million — that present questions about citizenship status. In order to better understand the implementation of the PPACA and your company’s role in correcting these inaccurate

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<sup>1</sup> Amy Goldstein and Sandhya Somashekhar, *Federal health-care subsidies may be too high or too low for more than 1 million Americans*, WASHINGTON POST, May 16, 2014.

<sup>2</sup> Juliet Eilperin and Amy Goldstein, *Obama administration to end contract with CGI Federal, company behind HealthCare.gov*, WASHINGTON POST, Jan. 10, 2014.

payments, please have the individuals responsible for leading this work provide a briefing to committee staff no later than June 2, 2014. The briefing should address the following:

1. A detailed explanation of the situation involving the payment of incorrect subsidies. This would include, but is not limited to, the scope of the problem, the number of individuals or families affected, the types of errors or inaccuracies that have occurred, and steps that will be taken to solve these problems.
2. A detailed explanation of the situation involving problems with potential enrollees' immigration status. This would include, but is not limited to, the scope of the problem, the number of individuals or families affected, the types of errors or inaccuracies that have occurred, and steps that will be taken to solve these problems.
3. When your company first became aware of the problem of inaccurate subsidy payments or immigration status determinations. This would include knowledge of any and all individuals within your organization that have discussed with administration officials this problem and the substance of those communications.
4. Any other problems related to your work on the FFM, State Based Exchanges, or other health care projects that the administration has yet to make public.

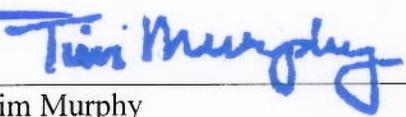
In addition to the briefing, please provide the following documents no later than June 2, 2014:

1. All documents, including communications, relating to, summarizing, or otherwise describing matters relating to the payment of subsidies.
2. All documents, including communications, relating to, summarizing, or otherwise describing matters relating to potential enrollees' immigration status.
3. All documents, including communications, between employees or representatives of your organization and employees or representatives of the White House, Department of Health and Human Services, the Centers for Medicare and Medicaid Services, the Centers for Consumer Information and Insurance Oversight, and any other organization, entity, or person that has been involved in addressing the issues described in this letter or any other problem related to the FFM, State Based Exchanges, or other health care projects that the administration has yet to make public.

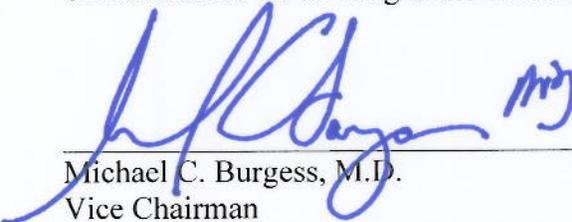
Please note that our requests for information and documents apply to the FFM as well as the State Based Marketplaces. Thank you for your prompt attention to this matter. If you have questions or wish to discuss this request, please contact Karen Christian or Sean Hayes with the committee staff at (202) 225-2927.

Sincerely,

  
Fred Upton  
Chairman

  
Tim Murphy  
Chairman  
Subcommittee on Oversight and Investigations

  
Joe Pitts  
Chairman  
Subcommittee on Health

  
Michael C. Burgess, M.D.  
Vice Chairman  
Subcommittee on Oversight and Investigations

  
Joe Barton  
Chairman Emeritus

  
Marsha Blackburn  
Vice Chairman

cc: The Honorable Henry Waxman, Ranking Member

The Honorable Diana DeGette, Ranking Member  
Subcommittee on Oversight and Investigations

The Honorable Frank Pallone, Jr., Ranking Member  
Subcommittee on Health