

June 16, 2015

The Honorable John A. Boehner
Speaker of the House of Representatives
1011 Longworth House Office Building
Washington, DC 20515

The Honorable Addison Mitchell McConnell, Jr.
Majority Leader of the Senate
317 Russell Senate Office Building
Washington, DC 20510

Dear Mr. Speaker / Mr. Majority Leader:

The United States Supreme Court will soon issue its ruling in the *King v. Burwell* case challenging the legality of an Internal Revenue Service rule that distributes taxpayer-funded subsidies to enrollees in health plans administered through federally-run insurance exchanges created by the Patient Protection and Affordable Care Act, commonly known as ObamaCare.

Our own state of Kansas declined to establish and fund a state-run exchange. We were unwilling to subject taxpayers to the millions in added costs and expanded bureaucracy associated with creating one. Our decision has been validated many times over. In just the recent past, New Mexico, Nevada, and Oregon have all abandoned their state exchanges and defaulted to HealthCare.gov.

Regardless of the Court's decision in *King v. Burwell*, we do not intend to create a state exchange. Our constituents are not interested in the massive costs that would turn Kansas into another ObamaCare state.

We are sympathetic to the HealthCare.gov exchange enrollees currently receiving subsidies the Court may deem illegal. It is unfortunate those patients, and our neighbors, might be put into yet another difficult position because of an ill-conceived, poorly-written law and the IRS's poor interpretation of it.

That is why we are urging you and your colleagues in Congress to seize the opportunity, should it occur after a decision, to reconsider or reexamine ObamaCare.

If subsidies for federal exchanges are ruled illegal, you will have to act. What you do will have long-lasting implications for families and taxpayers in every state, including Kansas.

During the year of 2011, the Kansas Legislature and governor passed into law the *Health Care Freedom Act*, K.S.A. 65-6231. Kansas residents wanted this law so they could have the right to purchase, or the right to refuse to purchase health insurance without government interference and without penalties or fines.

Health care is profoundly personal and our constituents have no interest in seeing Washington politicize it once again. They want freedom, flexibility and peace of mind they can access affordable care when they need it. They want reforms that help everybody. They do not want ObamaCare 2.0.

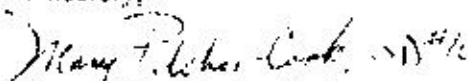
We encourage you to open up ObamaCare and make changes that would allow Kansas to:

- 1) Purchase the health plans they want- including plans available pre-ObamaCare in addition to the ones currently sold - not just what Washington tells them they should have
- 2) Purchase coverage whenever they choose, not just when Washington decides to host open enrollment
- 3) Allow Kansans greater flexibility to best meet their own health needs, instead of forcing them to use federal subsidies from plans mandated by HHS on the federal exchange.

The Court's *King v. Burwell* decision could be the catalyst for change that so many of us hoped for. But the challenge is on Congress to seize that opportunity and fix it.

We believe you are up to the job.

Sincerely,


Mary Filcher-Cook, Chairman
Senate Public Health and Welfare Committee


Dan Hawkins, Chairman
House Health and Human Services Committee

cc. The Honorable Andrew Lamar Alexander
United States Senate

The Honorable John Anthony Barrasso, III
United States Senate

The Honorable Orrin Grant Hatch
United States Senate

The Honorable John Paul Kline, Jr.
House of Representatives

The Honorable Paul Davis Ryan
House of Representatives

The Honorable Frederick Stephen Lipton
House of Representatives

Kansas Congressional delegation
The Honorable Pat Roberts
United States Senate

The Honorable Jerry Moran
United States Senate

The Honorable Tim Huelskamp
House of Representatives

The Honorable Kevin Yoder
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The Honorable Mike Pompeo
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Bud Estes

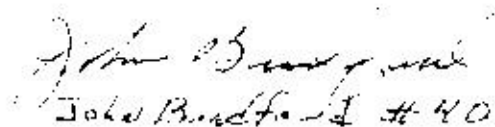
Susan Concannon

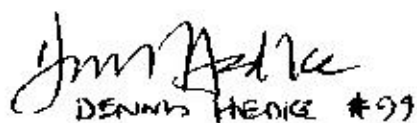
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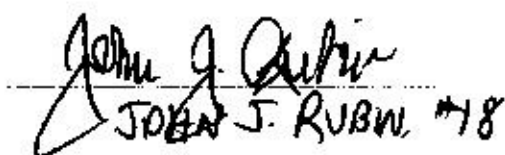
Keith Esau

Keith Esau #14


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John Bradford #40

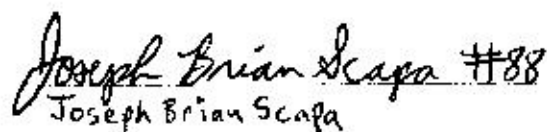

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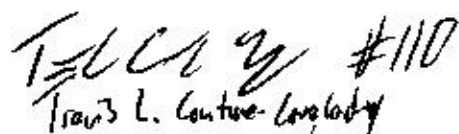

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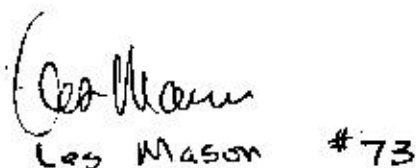

WILLIE DOVE #38

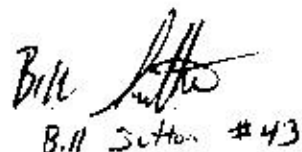

Joseph Brian Scapa #88

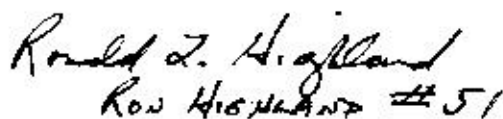

Travis L. Cantue-Lowery #110

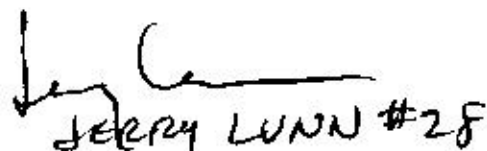

Michael Houser #1

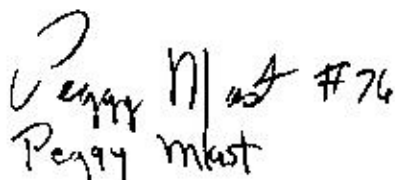

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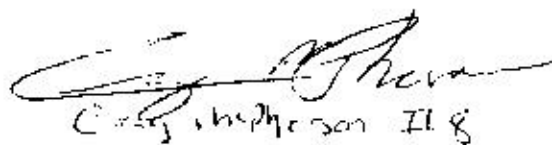

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JERRY LUNN #28

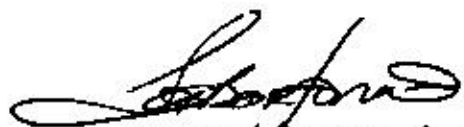

Peggy Mast #76
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Blake Carpenter #81


Mark Kahis #87


Craig Stephenson #8

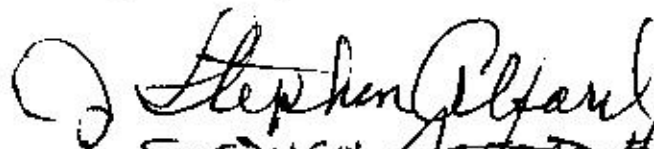

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