

**Congress of the United States**  
**Washington, DC 20515**

February 14, 2020

The Honorable Dale Cabaniss  
Director  
Office of Personnel Management  
1900 E Street, NW  
Washington, DC 20415

Dear Director Cabaniss:

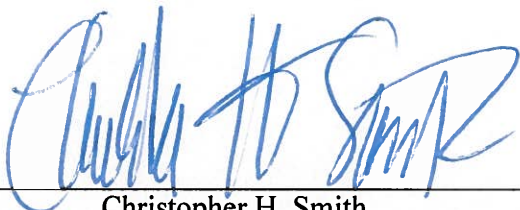
On June 13, 2019, we wrote to urge the Office of Personnel Management (OPM) to end the illegal Obama-era policy of administering government contributions for Members of Congress and Congressional staff in connection with health insurance plans that cover elective abortion, in violation of the Smith (NJ) Amendment. As you know, this longstanding provision of law – recently renewed for fiscal year 2020 by Public Law 116-93 (December 20, 2019) – bars OPM from administering government contributions in connection with any health plan for federal employees that covers elective abortion.

We are deeply dismayed that OPM chose to allow these illegal taxpayer-funded abortion subsidies to continue in Congressional health plans for plan year 2020. In plan year 2020, 57 subsidy-eligible plans cover elective abortion, while only nine plans exclude such coverage.

We also want to make clear that Obamacare's separate abortion payment schema – even as strengthened by a recent final rule (84 FR 71674) – is not an acceptable substitute for the Smith Amendment's requirement for the complete exclusion of plans that cover elective abortion. The Smith Amendment does not allow Members of Congress and Congressional staff to operate under a different set of rules than other federal employees when it comes to taxpayer funding of abortion.

We ask that you publicly commit that, beginning in the next plan year, 2021, the Smith Amendment will be fully enforced for Congressional health plans. Governmental contributions should be limited to plans which do not cover elective abortion.

Sincerely,



Christopher H. Smith  
Member of Congress



Steve Daines  
United States Senator



Thom Tillis  
United States Senator



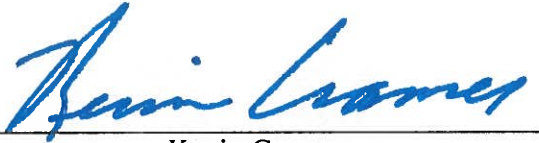
Michael S. Lee  
United States Senator



James M. Inhofe  
United States Senator



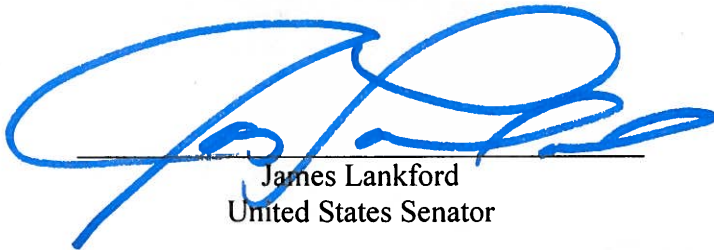
Tom Cotton  
United States Senator



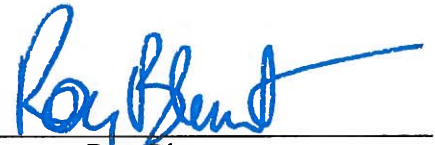
Kevin Cramer  
United States Senator



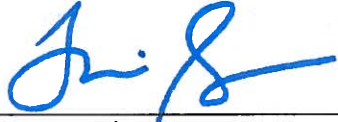
Michael B. Enzi  
United States Senator



James Lankford  
United States Senator



Roy Blunt  
United States Senator



Tim Scott  
United States Senator



Marsha Blackburn  
United States Senator



Mike Crapo  
United States Senator



James E. Risch  
United States Senator



Ted Cruz  
United States Senator



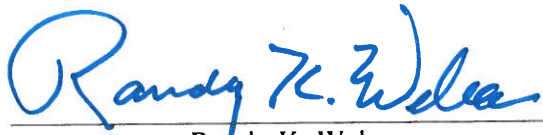
Marco Rubio  
United States Senator



Joni Ernst  
United States Senator



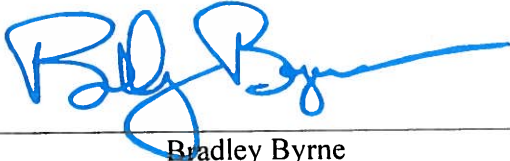
Vicky Hartzler  
Member of Congress



Randy K. Weber  
Member of Congress



Ted Budd  
Member of Congress



Bradley Byrne  
Member of Congress



Francis Rooney  
Member of Congress



Gary Palmer  
Member of Congress



John Ratcliffe  
Member of Congress



Ross Spano  
Member of Congress



Michael Guest  
Member of Congress




Roger Marshall, M.D.  
Member of Congress



William R. Timmons, IV  
Member of Congress



Tom Emmer  
Member of Congress



Ralph Norman  
Member of Congress



Doug LaMalfa  
Member of Congress



Mario Diaz-Balart  
Member of Congress



Jody Hice  
Member of Congress



Ralph Abraham, M.D.  
Member of Congress



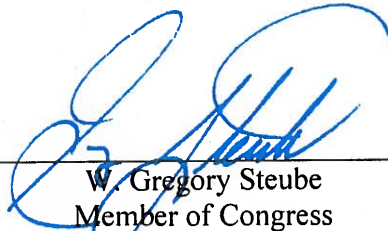
Mike Johnson  
Member of Congress



Jackie Walorski  
Member of Congress



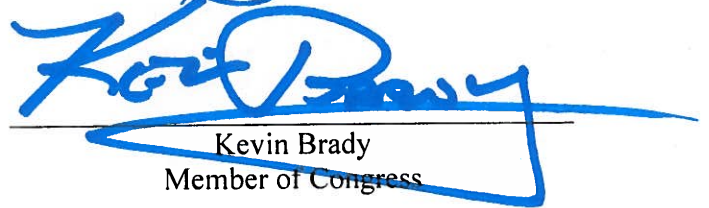
Barry Loudermilk  
Member of Congress



W. Gregory Steube  
Member of Congress



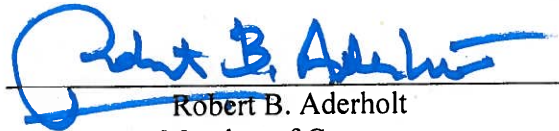
David Kustoff  
Member of Congress



Kevin Brady  
Member of Congress



Kevin Hern  
Member of Congress



Robert B. Aderholt  
Member of Congress



John Rose  
Member of Congress



Andy Biggs  
Member of Congress



Glenn Grothman  
Member of Congress

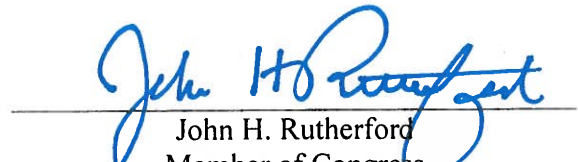


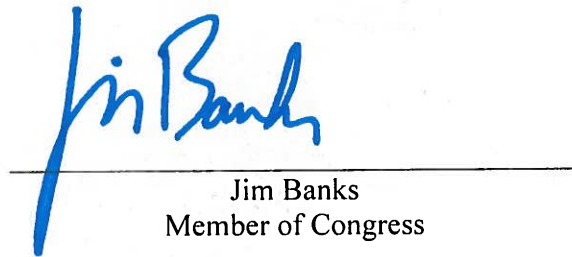
Mike Bost  
Member of Congress

  
Jeff Fortenberry  
Member of Congress

  
Carol D. Miller  
Member of Congress

  
Mike Kelly  
Member of Congress

  
John H. Rutherford  
Member of Congress

  
Jim Banks  
Member of Congress

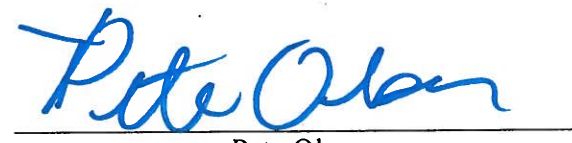
  
Matt Gaetz  
Member of Congress

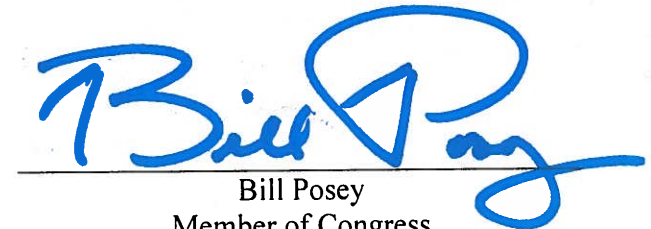
  
Rodney Davis  
Member of Congress

  
Jim Jordan  
Member of Congress

  
Paul A. Gosar, D.D.S.  
Member of Congress

  
Tom Graves  
Member of Congress

  
Pete Olson  
Member of Congress

  
Bill Posey  
Member of Congress

  
Mark Meadows  
Member of Congress

  
Steve King  
Member of Congress



Gus M. Bilirakis  
Member of Congress



Bill Flores  
Member of Congress



Jeff Duncan  
Member of Congress



Blaine Luetkemeyer  
Member of Congress



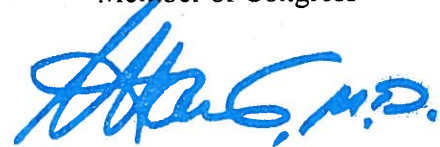
Brian Babin, D.D.S.  
Member of Congress



Ben Cline  
Member of Congress



Kenny Marchant  
Member of Congress



Andy Harris, M.D.  
Member of Congress



Doug Lamborn  
Member of Congress



Rick W. Allen  
Member of Congress



Steve Chabot  
Member of Congress



Chuck Fleischmann  
Member of Congress





Jason Smith  
Member of Congress



David Rouzer  
Member of Congress


  
Alex X. Mooney  
Member of Congress

  
Virginia Foxx  
Member of Congress

  
Robert E. Latta  
Member of Congress

  
K. Michael Conaway  
Member of Congress

  
Garret Graves  
Member of Congress

  
Ron Wright  
Member of Congress

  
Debbie Lesko  
Member of Congress