

FRED UPTON, MICHIGAN
CHAIRMAN

HENRY A. WAXMAN, CALIFORNIA
RANKING MEMBER

ONE HUNDRED TWELFTH CONGRESS
Congress of the United States
House of Representatives
COMMITTEE ON ENERGY AND COMMERCE
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WASHINGTON, DC 20515-6115

Majority (202) 225-2927
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December 5, 2012

The Honorable Jo Ann Emerson
Chairwoman
Subcommittee on Financial Services and General Government
Committee on Appropriations
B300 Rayburn House Office Building
Washington, D.C. 20515

Dear Chairwoman Emerson:

I appreciate the hard work that you, Ranking Member Serrano, and the rest of the members of the Financial Services Appropriations Subcommittee put in to the development of the FY2013 Financial Services Appropriations bill (H.R. 6020).

Unfortunately, your counterparts on the Senate Financial Services Appropriations Subcommittee have attempted to establish policy on an appropriations bill by directing in Senate Report 112-177 that the Federal Communications Commission (FCC) and the Federal Trade Commission (FTC) weigh in on online privacy issues. Consumer online privacy is an important subject and the authorizing committees in both the House and Senate are examining the subject in multiple subcommittees. Any new legislation considered in this area should be fully deliberated by Congress through regular order. I therefore respectfully request that the Statement of Managers to accompany the conference report on the FY2013 Financial Services Appropriations bill delete this authorizing language regarding privacy and reflect the fact that the authorizing committees in both the House and Senate are in the process of examining this issue and have not yet taken a position.

Thank you for your consideration of my request and please do not hesitate to contact me or my staff if we can supply any additional information.

Sincerely,



Fred Upton
Chairman

Letter to the Honorable Jo Ann Emerson

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cc: The Honorable Jose Serrano, Ranking Member
Subcommittee on Financial Services and General Government

The Honorable Henry A. Waxman, Ranking Member
Committee on Energy and Commerce

The Honorable Greg Walden, Chairman
Subcommittee on Communications and Technology

The Honorable Anna G. Eshoo, Ranking Member
Subcommittee on Communications and Technology

The Honorable Mary Bono Mack, Chairman
Subcommittee on Commerce, Manufacturing, and Trade

The Honorable G.K. Butterfield, Ranking Member
Subcommittee on Commerce, Manufacturing, and Trade