

The Honorable Harry Reid  
Majority Leader  
United States Senate  
Washington, D.C. 20510

Re: Waiver and/or Modification of Certain HIPAA, and Medicare, Medicaid, and Children's Health Insurance Program Requirements

Dear Majority Leader Reid:

As required under Section 1135(d) of the Social Security Act (the Act) (42 U.S.C. § 1320b-5), I hereby notify you that as a consequence of the 2009-H1N1 influenza pandemic, on October 29, 2009, I intend to waive or modify certain HIPAA and Medicare, Medicaid, or Children's Health Insurance Program requirements as indicated on the enclosed document. I certify that these waivers and/or modifications are necessary to carry out the purposes of Section 1135 of the Act.

Sincerely,

Kathleen Sebelius

Enclosure