

Congress of the United States
Washington, DC 20515

August 3, 2020

The Honorable Nancy Pelosi
Speaker
U.S. House of Representatives
H-232, U.S. Capitol
Washington, DC 20515

The Honorable Kevin McCarthy
Minority Leader
U.S. House of Representatives
H-204, U.S. Capitol
Washington, DC 20515

Dear Speaker Pelosi and Leader McCarthy:

We write today regarding a recent change to the Federal Trade Commission's (FTC) Contact Lens Rule which fails to address bipartisan concerns raised by Congress since 2015.

Despite overwhelming Congressional engagement (including through appropriations language, multiple sign-on letters, and direct hearing questioning) the FTC has refused to meaningfully address disruptive and unreliable prescription verification robocalls and has instead allowed this dangerous practice to continue.

Congress has repeatedly expressed concerns over the use of prescription verification robocalls, which too often result in patients receiving different lenses than what was fitted and prescribed by their eye doctor. With the variety of other prescription verification options available, restricting the use of these robocalls is a simple fix that would better protect the tens of millions of patients and contact lens consumers who are now at risk.

It is vital that patients receive the lenses fitted and prescribed by their eye doctor. Contact lenses are regulated by the Food and Drug Administration as Class II and Class III medical devices with each brand and type of lens having a different shape, material, and water content. There are no generic lenses approved by the FDA, and patients are prescribed specific lenses based on their physiological and lifestyle needs. The use of a contact lens not prescribed and fitted by an eye doctor can cause adverse and dangerous health complications and risk permanent vision loss.

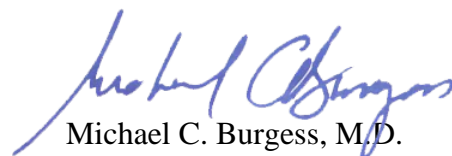
With the FTC failing to address these ongoing concerns, it is clear that Congress must act to better protect patients from the Commission's flawed approach. Therefore, it is our hope that the House will address this important issue in upcoming virus relief or end-of-year legislation.

Thank you for your attention to this important matter. Should you or your staff have any questions, please do not hesitate to contact us.

Sincerely,



Bobby L. Rush
Member of Congress



Michael C. Burgess, M.D.
Member of Congress

/s/
Don Young
Member of Congress

/s/
Christopher H. Smith
Member of Congress

/s/
Fred Upton
Member of Congress

/s/
Sanford D. Bishop Jr.
Member of Congress

/s/
Alcee L. Hastings
Member of Congress

/s/
Carolyn B. Maloney
Member of Congress

/s/
Bennie G. Thompson
Member of Congress

/s/
Frank D. Lucas
Member of Congress

/s/
Zoe Lofgren
Member of Congress

/s/
Danny K. Davis
Member of Congress

/s/
Ron Kind
Member of Congress

/s/
James P. McGovern
Member of Congress

/s/
John Shimkus
Member of Congress

/s/
Barbara Lee
Member of Congress

/s/
Grace F. Napolitano
Member of Congress

/s/
Susan A. Davis
Member of Congress

/s/
James R. Langevin
Member of Congress

/s/
Tom Cole
Member of Congress

/s/
Raúl M. Grijalva
Member of Congress

/s/
David Scott
Member of Congress

/s/
Emanuel Cleaver, II
Member of Congress

/s/
Gus M. Bilirakis
Member of Congress

/s/
Yvette D. Clarke
Member of Congress

/s/
Doug Lamborn
Member of Congress

/s/
David Loebsack
Member of Congress

/s/
John A. Yarmuth
Member of Congress

/s/
Robert E. Latta
Member of Congress

/s/
André Carson
Member of Congress

/s/
Brett Guthrie
Member of Congress

/s/
Bill Posey
Member of Congress

/s/
Kurt Schrader
Member of Congress

/s/
Mike Quigley
Member of Congress

/s/
Tim Walberg
Member of Congress

/s/
Mo Brooks
Member of Congress

/s/
David N. Cicilline
Member of Congress

/s/
Eric A. "Rick" Crawford
Member of Congress

/s/
Chuck Fleischmann
Member of Congress

/s/
Bill Flores
Member of Congress

/s/
H. Morgan Griffith
Member of Congress

/s/
Adam Kinzinger
Member of Congress

/s/
Billy Long
Member of Congress

/s/
David B. McKinley
Member of Congress

/s/
Terri A. Sewell
Member of Congress

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Steve Stivers
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Joyce Beatty
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Julia Brownley
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Rodney Davis
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Derek Kilmer
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Ann McLane Kuster
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Alan S. Lowenthal
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Mark Pocan
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Filemon Vela
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Robin L. Kelly
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/s/
Ann Kirkpatrick
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/s/
Brendan F. Boyle
Member of Congress

/s/
Earl L. "Buddy" Carter
Member of Congress

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Norma J. Torres
Member of Congress

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Bonnie Watson Coleman
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Bruce Westerman
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Trent Kelly
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Darin LaHood
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James Comer
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Lisa Blunt Rochester
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Mike Gallagher
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Vicente Gonzalez
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Josh Gottheimer
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Al Lawson Jr.
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Roger W. Marshall, M.D.
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Jimmy Panetta
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Jamie Raskin
Member of Congress

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John H. Rutherford
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Darren Soto
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Greg Gianforte
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Debbie Lesko
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Kevin Hern
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Susan Wild
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Cynthia Axne
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Anthony Brindisi
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Gilbert Ray Cisneros Jr.
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TJ Cox
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Angie Craig
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Abby Finkenauer
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Russ Fulcher
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Debra A. Haaland
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Joe Neguse
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Tom O'Halleran
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Katie Porter
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Guy Reschenthaler
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W. Gregory Steube
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Jefferson Van Drew
Member of Congress

/s/
Fred Keller
Member of Congress