



July 21, 2025

The Honorable Lisa McClain
U.S. House of Representatives
Washington, DC 20515

Re: Support for H.R. 2869 – EBSA Investigations Transparency Act

Dear Representative McClain:

Business Group on Health is writing to express our support for H.R. 2869, the *EBSA Investigations Transparency Act*. The Business Group represents a [network of more than 440 of today's largest and most forward-thinking employers and industry partners](#) including 72 Fortune 100 companies, providing health coverage for 60 million workers, retirees and their families in 200 countries. In general, Business Group members are part of the regulated community over which the Employee Benefits Security Administration (EBSA) has primary jurisdiction for aspects of health and welfare plan administration.

We value the important role that EBSA plays in helping to ensure the integrity of employer-sponsored benefit plans. We believe that the best approach for EBSA is to first and foremost work as a compliance assistance partner with the regulated community to engender a collaborative and innovation-driving environment where employers are encouraged to adopt and invest in robust benefit plans and programs, and work with EBSA to ensure compliance.

We believe that compliance assistance and, when justified, a more directive enforcement posture should be built upon a foundation of transparency, due process, and clear communication—principles consistent with H.R. 2869. In our view, the bill preserves the agency's ability to carry out its mission and promotes efficient, consistent, timely and reliable resolution of investigations and other compliance-focused engagements. We urge Congress to move forward with H.R. 2869 and to continue promoting accountability and good governance in the administration of ERISA.

Thank you for your leadership and attention to this important issue. We would welcome the opportunity to discuss these comments or any other matters impacting employer plan sponsors. Please feel free to contact me (kelsay@businessgrouphealth.org) or Garrett Hohimer, Vice President, Policy and Advocacy (hohimer@businessgrouphealth.org) to discuss further.

Sincerely,

Ellen Kelsay
President and CEO