

ONE HUNDRED FOURTEENTH CONGRESS
Congress of the United States
House of Representatives

COMMITTEE ON ENERGY AND COMMERCE

2125 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6115

Majority (202) 225-2927
Minority (202) 225-3641

October 17, 2016

Dr. Mark Davidson
Associate Deputy Administrator
Veterinary Services
U.S. Department of Agriculture
4700 River Road
Riverdale, MD 20737

Dear Dr. Davidson:

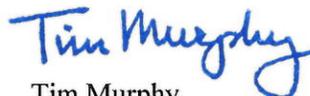
Thank you for appearing before the Subcommittee on Oversight and Investigations on Tuesday, September 27, 2016, to testify at the hearing entitled "Bioresearch Labs and Inactivation of Dangerous Pathogens."

Pursuant to the Rules of the Committee on Energy and Commerce, the hearing record remains open for ten business days to permit Members to submit additional questions for the record, which are attached. The format of your responses to these questions should be as follows: (1) the name of the Member whose question you are addressing, (2) the complete text of the question you are addressing in bold, and (3) your answer to that question in plain text.

To facilitate the printing of the hearing record, please respond to these questions with a transmittal letter by the close of business on Monday, October 31, 2016. Your responses should be mailed to Elena Brennan, Legislative Clerk, Committee on Energy and Commerce, 2125 Rayburn House Office Building, Washington, DC 20515 and e-mailed in Word format to Elena.Brennan@mail.house.gov.

Thank you again for your time and effort preparing and delivering testimony before the Subcommittee.

Sincerely,



Tim Murphy
Chairman
Subcommittee on Oversight and Investigations

cc: The Honorable Diana DeGette, Ranking Member, Subcommittee on Oversight and Investigations

Attachment

Attachment — Additional Questions for the Record

The Honorable Tim Murphy

Dr. Davidson, APHIS' response to the Committee last night indicated that the Investigative and Enforcement Services (IES), APHIS' law enforcement arm, has levied fines against entities suspected of violating select agent regulations but provided no further information.

1. How many times has IES levied fines for select agent regulations?
 - a. What was the nature of these violations and fines?
2. How many referrals has APHIS provided to IES?
 - a. How many referrals has IES provided to USDA's Office of the General Counsel to institute an administrative proceeding, or possible referral to DOJ?
3. Does IES maintain this data? If so, where is this data maintained?
 - a. Does APHIS document its oversight on select agent violations and referrals?
4. Why did the USDA Internal Review recommend documenting case referrals?
5. The internal review recommended formally documenting policies and procedures related to Theft Loss or Release reporting and case referrals to IES. What was the basis for this recommendation?