

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

COMMITTEE ON ENERGY AND COMMERCE

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March 29, 2017

Dr. Richard Budgett
Medical and Scientific Director
International Olympic Committee
C/o Ron Hutcheson
Hill+Knowlton Strategies
607 14th Street, N.W.
Suite 300
Washington, DC 20005

Dear Dr. Budgett:

Thank you for appearing before the Subcommittee on Oversight and Investigations on Tuesday, February 28, 2017, to testify at the hearing entitled "Ways to Improve and Strengthen the International Anti-Doping System."

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 and requests with a transmittal letter by the close of business on Wednesday, April 12, 2017. 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

1. Does the International Olympic Committee (IOC) have sole jurisdiction of the drug testing samples that are collected at the Olympic Games?
 - a. Do any other groups or individuals have access to those samples both for re-testing and/or decision making? If so, what groups or individuals can access the samples?
2. It is my understanding that the IOC is retesting samples dating back to 2006 and has the results of those retests for the past three to four years. Is this accurate?
 - a. If so, have you released, or do you intend to release, these results?
 - b. If not, please clarify the current status of this testing.
3. The IOC issued blanket bans in prior situations where a National Olympic Committee failed to adhere to the values, ethics and Charter of the Olympic Movement – even when the violations did not implicate athlete conduct or were far beyond the control of individual athletes. For example, in 2012, the IOC suspended the India Olympic Association for holding elections that violated the Olympic Charter. Why was a blanket ban appropriate in this and similar circumstances, regardless of the impact of individual athletes?
 - a. Was the conduct identified in the two World Anti-Doping Agency (WADA) Commission reports in advance of the Rio Olympics consistent with the Olympic Charter?
 - b. What about the conduct identified by the WADA Commission reports is different from prior cases where the IOC issued a blanket ban?
4. The IOC recently suggested that the Court of Arbitration in Sport (CAS) should be responsible for sanctioning athletes. Why does the IOC believe CAS is the appropriate entity for issuing sanctions?
 - a. If the CAS is responsible for sanctions, who would be responsible for adjudicating appeals of those sanctions?
5. Why did the IOC find it necessary, and what was the reasoning behind, creating two separate commissions – Oswald and Schmid – after the McLaren report was released?
 - a. Please describe the scope the objectives of these respective commissions.
 - b. How does the IOC intend to use the results of these commissions?

- c. What is the current status and timing of these commissions?
6. Recently, an IOC Athlete's Commission member described the current lack of sanctioning criteria for sporting organizations who fall foul of anti-doping rules "completely ridiculous." What is the IOC's position on the current sanctioning criteria?
 - a. Does it need to be improved? If so, how?
7. It has been reported that some athletes who have been found to have doped and won an Olympic medal are refusing to return their medals. Does the IOC plan to collect medals from athletes subsequently found to have doped in Olympic events? If so, please describe this process.
 - a. Does the IOC plan to reallocate these medals to the appropriate athletes?
8. During the hearing you testified that the IOC has already taken steps to invoke change with a governance structure review. This review, which includes independent experts as well as representatives from sport and government, is tasked with examining the total of WADA, including whether the executive board should be independent of both sport and government. Please provide an update to the Committee regarding the status of this review.
 - a. Do you believe that this review will ultimately effectuate change in the governance structure of WADA? Please explain.