

Assembly Joint Resolution

No. 9

Introduced by Assembly Member John A. Perez

(Coauthors: Assembly Members Ammiano, Arambula, Beall, Block, Blumenfield, Brownley, Buchanan, Chesbro, Coto, De Leon, Eng, Feuer, Fong, Fuentes, Furutani, Galgiani, Hall, Hernandez, Hill, Huber, Huffman, Jones, Lieu, Bonnie Lowenthal, Ma, Monning, Nava, Portantino, Price, Ruskin, Salas, Saldana, Skinner, Solorio, Swanson, Torres, and Yamada)

(Coauthors: Senators DeSaulnier, Kehoe, Liu, Pavley, Wright, and Yee)

February 26, 2009

Assembly Joint Resolution No. 9—Relative to the Ryan White HIV/AIDS Treatment Modernization Act of 2006.

LEGISLATIVE COUNSEL'S DIGEST

AJR 9, as introduced, John A. Perez. Ryan White HIV/AIDS Treatment Modernization Act of 2006.

This measure would urge the Congress and President of the United States to enact legislation that would provide for a 3-year extension of the Ryan White HIV/AIDS Treatment Modernization Act of 2006, from its current sunset on September 30, 2009, to September 30, 2012.

Fiscal committee: no.

- 1 WHEREAS, Acquired Immunodeficiency Syndrome (AIDS)
- 2 is a life-threatening, incurable disease that has caused an estimated
- 3 25 million deaths worldwide; and
- 4 WHEREAS, As of November 1, 2008, the California Department
- 5 of Public Health reported that approximately 151,921 individuals
- 6 have been diagnosed with AIDS in California since 1983, of whom

1 66,014 are living with AIDS, while more than 170,000 Californians
2 are estimated to be living with the human immunodeficiency virus
3 (HIV), the virus that causes AIDS; and

4 WHEREAS, Pursuant to Section 131019 of the Health and
5 Safety Code, the Office of AIDS, within the California Department
6 of Public Health, has lead responsibility for coordinating state
7 programs, services, and activities relating to HIV and AIDS; and

8 WHEREAS, The mission of the Office of AIDS is to assess,
9 prevent, and interrupt the transmission of HIV and provide for the
10 needs of infected Californians by identifying the scope and extent
11 of HIV infection, disseminating timely and complete information,
12 assuring high-quality preventive, early intervention, and care
13 services that are appropriate, accessible, and cost effective, to
14 promote the effective use of available resources, and to provide
15 leadership through a collaborative process of policy and program
16 development, implementation, and evaluation; and

17 WHEREAS, The State of California, through its Office of AIDS,
18 and in collaboration with county and local governments and private
19 health care providers, has developed a complex and interdependent
20 system of HIV/AIDS care and treatment that relies on federal
21 financial participation through the Ryan White HIV/AIDS
22 Treatment Modernization Act of 2006, Public Law 109-415, to
23 assist the state in meeting the growing health care and social service
24 needs of the people living with HIV disease, including life-saving
25 antiretroviral medications, primary health care, hospice care, home
26 health, supportive services, and substance abuse counseling; and

27 WHEREAS, The State of California, together with county and
28 local governments and private health care providers within the
29 state, received direct funding in excess of three hundred twenty
30 million (\$320,000,000) through the Ryan White HIV/AIDS
31 Treatment Modernization Act of 2006 in the 2007–08 fiscal year;
32 and

33 WHEREAS, The Ryan White HIV/AIDS Treatment
34 Modernization Act of 2006 sunsets on September 30, 2009; and

35 WHEREAS, The Ryan White HIV/AIDS Treatment
36 Modernization Act of 2006 requires the use of names-based HIV
37 data to determine the allocation of formula funding to states and
38 Part A jurisdictions, but currently includes exceptions to the
39 names-based HIV data requirement for states with immature HIV
40 data systems; and

1 WHEREAS, California did not institute a names-based system
2 of HIV data until April 17, 2006, and currently does not have a
3 fully mature names-based data system; and

4 WHEREAS, Without the protections that exist in the Ryan White
5 HIV/AIDS Treatment Modernization Act of 2006 for states, like
6 California, that do not have fully matured names-based HIV data
7 systems, California would likely suffer a substantial reduction in
8 formula funding that would devastate established treatment, care,
9 and support systems throughout the state; now, therefore, be it

10 *Resolved by the Assembly and the Senate of the State of*
11 *California, jointly*, That the Legislature urges the Congress and
12 President of the United States to enact legislation that would
13 provide for a three-year extension of the Ryan White HIV/AIDS
14 Treatment Modernization Act of 2006, from its current sunset on
15 September 30, 2009, to September 30, 2012. This extension will
16 protect funding for California through the act, preserve existing
17 systems of treatment, care, and other vital services for people living
18 with HIV/AIDS, and ensure that California and other states have
19 sufficient time to mature their names-based HIV case reporting
20 systems; and be it further

21 *Resolved*, That the Chief Clerk of the Assembly transmit copies
22 of this resolution to the President and Vice President of the United
23 States, to the Speaker of the House of Representatives, to the
24 Majority Leader of the Senate, and to each Senator and
25 Representative from California in the Congress of the United
26 States.