

AMENDED IN ASSEMBLY APRIL 14, 2009

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

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 amended, 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, *including the existing formula-based funding for states with maturing names-based HIV reporting systems*, 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

1 WHEREAS, As of November 1, 2008, the California Department
2 of Public Health reported that approximately 151,921 individuals
3 have been diagnosed with AIDS in California since 1983, of whom
4 66,014 are living with AIDS, while more than 170,000 Californians
5 are estimated to be living with the human immunodeficiency virus
6 (HIV), the virus that causes AIDS; and

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

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

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

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

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

38 WHEREAS, The Ryan White HIV/AIDS Treatment
39 Modernization Act of 2006 requires the use of names-based HIV
40 data to determine the allocation of formula funding to states and

1 Part A jurisdictions, but currently includes exceptions to the
2 names-based HIV data requirement for states with immature HIV
3 data systems; and

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

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

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

26 *Resolved,* That the Chief Clerk of the Assembly transmit copies
27 of this resolution to the President and Vice President of the United
28 States, to the Speaker of the House of Representatives, to the
29 Majority Leader of the Senate, and to each Senator and
30 Representative from California in the Congress of the United
31 States.