

AMENDED IN ASSEMBLY APRIL 20, 2009

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 Yamada, Adams, Anderson, Bass, Bill Berryhill, Tom Berryhill, Blakeslee, Caballero, Carter, Conway, Cook, Davis, De La Torre, DeVore, Duvall, Emmerson, Evans, Fletcher, Gilmore, Hagman, Harkey, Hayashi, Jeffries, Knight, Krekorian, Logue, Mendoza, Miller, Nestande, Nielsen, V. Manuel Perez, Silva, Audra Strickland, Torlakson, Torrico, Tran, and Villines)

(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

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
7 66,014 are living with AIDS, while more than 170,000 Californians
8 are estimated to be living with the human immunodeficiency virus
9 (HIV), the virus that causes AIDS; and

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

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

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

33 WHEREAS, The State of California, together with county and
34 local governments and private health care providers within the
35 state, received direct funding in excess of three hundred twenty

1 million dollars (\$320,000,000) through the Ryan White HIV/AIDS
2 Treatment Modernization Act of 2006 in the 2007–08 fiscal year;
3 and

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

6 WHEREAS, The Ryan White HIV/AIDS Treatment
7 Modernization Act of 2006 requires the use of names-based HIV
8 data to determine the allocation of formula funding to states and
9 Part A jurisdictions, but currently includes exceptions to the
10 names-based HIV data requirement for states with immature HIV
11 data systems; and

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

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

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

34 *Resolved,* That the Chief Clerk of the Assembly transmit copies
35 of this resolution to the President and Vice President of the United
36 States, to the Speaker of the House of Representatives, to the
37 Majority Leader of the Senate, and to each Senator and

- 1 Representative from California in the Congress of the United
- 2 States.

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