

AMENDED IN SENATE JUNE 10, 2009

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

(Principal coauthor: Senator Leno)

(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, 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 *Alquist*, 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 State~~
5 Department of Public Health reported that approximately 151,921
6 individuals have been diagnosed with AIDS in California since
7 1983, of whom 66,014 are living with AIDS, while more than
8 170,000 Californians are estimated to be living with the human
9 immunodeficiency virus (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 State~~
12 Department of Public Health, has lead responsibility for
13 coordinating state programs, services, and activities relating to
14 HIV and AIDS; and

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

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

1 antiretroviral medications, primary health care, hospice care, home
2 health, supportive services, and substance abuse counseling; and

3 WHEREAS, The State of California, together with county and
4 local governments and private health care providers within the
5 state, received direct funding in excess of three hundred twenty
6 million dollars (\$320,000,000) through the Ryan White HIV/AIDS
7 Treatment Modernization Act of 2006 in the 2007–08 fiscal year;
8 and

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

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

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

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

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

39 *Resolved*, That the Chief Clerk of the Assembly transmit copies
40 of this resolution to the President and Vice President of the United

- 1 States, to the Speaker of the House of Representatives, to the
- 2 Majority Leader of the Senate, and to each Senator and
- 3 Representative from California in the Congress of the United
- 4 States.

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