



CARE Act Reauthorization Watch

Volume 15, October 3, 2006

The Reauthorization Watch, produced by NASTAD, provides updates on activities related to the reauthorization of the Ryan White Comprehensive AIDS Resources Emergency (CARE) Act. Please see NASTAD's [website](#) for more information.

Prior to adjournment until November, reauthorization legislation passed out of the House of Representatives. In the Senate, the bill was brought up unsuccessfully four times for consideration under Unanimous Consent (UC). The House and Senate will reconvene at 2:00 pm on November 13. A summary of recent events and media coverage regarding reauthorization is outlined below.

Congressional Activities

As part of the September 20 House Energy and Commerce (E&C) Committee mark up of HR 6143, the "Ryan White HIV/AIDS Treatment Modernization Act of 2006" [dissenting views](#) were provided by Representatives Frank Pallone (D-NJ), Elliott Engel (D-NY), Henry Waxman (D-CA), Ed Markey (D-MA), Ed Towns (D-NY), Anna Eshoo (D-CA), Lois Capps (D-CA), and Hilda Solis (D-CA).

On September 26, Senate Health, Education, Labor, and Pensions (HELP) Chairman Mike Enzi (R-WY) sought to bring up reauthorization legislation for passage by UC. Mark Dayton (D-MN) objected on behalf of a number of his democratic colleagues - Senators Barbara Boxer (D-CA), Hillary Clinton (D-NY) and Charles Schumer (D-NY), Robert Menendez (D-NJ), and Frank Lautenberg (D-NJ). Senators Tom Coburn (R-OK) and Richard Burr (R-NC) [spoke](#) in favor of the bill and urged its passage by the Senate. [Enzi](#) and [Burr](#) issued press releases in support of passage of the legislation.

On September 26, Representative Frank Pallone (D-NJ) introduced [HR 6191](#) that provides a one year reauthorization under current law that allows funding distribution to remain the same as in FY2006; authorizes an increase in funding for all Titles for FY2007; authorizes an additional \$30 million for non-EMA states and ensures the money will not revert back to the Treasury. Original co-sponsors include Representatives Bill Pascrell (D-NJ), Donald Payne (D-NJ), Robert Andrews (D-NJ), Rush Holt (D-NJ), Eliot Engel (D-NY), Steven Rothman (D-NJ), Henry Waxman (D-CA), Doris Matsui (D-HI), Jan Schakowsky (D-IL), Lois Capps (D-CA), Frank LoBiondo (R-NJ), Jim Saxton (R-NJ), Chris Smith (R-NJ), Mike Ferguson (R-NJ), Hilda Solis (D-CA), Jerrold Nadler (D-NY), Rodney Frelinghuysen (R-NJ), and Maurice Hinchey (D-NY). Senator Lautenberg [introduced](#) the companion [S 3944](#). Original co-sponsors

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include Senators Menendez, Clinton, Schumer, Barak Obama (D-IL), Dick Durbin (D-IL), and Bill Nelson (D-FL). Pallone distributed a "[Dear Colleague](#)" seeking cosponsors and Lautenberg issued a [press release](#) upon the bill's introduction.

On September 26, the Congressional Research Services released "[The Ryan White CARE Act: A Side-by-side Comparison of HR 6143 and Current Law.](#)"

On September 27, Senators Lautenberg and Menendez sent a [letter](#) to the four principal bill drafters expressing concern with the impact of the bill on New Jersey and providing recommendations for changes to the bill that would make the bill acceptable for New Jersey.

On September 27, Senator Coburn issued a [press release](#) calling for his colleagues to drop their objections to the bill.

On September 28, House Minority Leader Nancy Pelosi (D-CA) issued a [press release](#) opposing HR 6143. Representative Engel issued a [press release](#) in opposition to bill as well. Representative Mary Bono (R-CA) issued a [press release](#) urging support for the bill.

On September 28, the House passed HR 6143 under suspension of the rules by a [vote](#) of 325 to 98. Representatives Nathan Deal (R-GA), Mary Bono (R-CA), Joe Barton (R-TX) and Ileana Ros-Lehtinen (R-FL) spoke in favor of the bill. Representatives Pallone, Waxman, Engel, Towns, Sue Kelley (R-NY), Solis, Maxine Waters (D-CA), and Pascrell spoke in opposition to the bill. House Report 109-695 was issued in conjunction with the bill. Submitted into the [Congressional Record](#) were the legislation, Members' remarks, and letters of support.

On September 28, HELP Chairman Enzi for the second time attempted to bring up the bill for passage by Unanimous Consent (UC). Senator Mark Dayton (D-MN) objected on behalf of a number of his democratic colleagues - Senators Barbara Boxer (D-CA), Hillary Clinton (D-NY) and Charles Schumer (D-NY), Robert Menendez (D-NJ), and Frank Lautenberg (D-NJ). Senators Coburn, Burr, Jeff Session (R-AL), Rick Santorum (R-PA), and Orrin Hatch (R-UT) spoke in support of the bill and for removal of the holds on the bill. At the closing of debate, Enzi indicated he may ask Majority Leader Bill Frist (R-TN) to file for cloture "on the motion to proceed to the bill." This is the formal procedure used to get around a hold, which requires 60 votes and up to 30 hours of post-cloture debate unless an agreement is reached to shorten debate time. Then a cloture vote to close debate and proceed to consideration of the bill requires another cloture motion to bring debate to a close on the bill itself. If cloture fails, debate continues without limits, but the bill is usually set aside. The [Congressional Record](#) includes the Members' remarks.

On September 28, Chairman Enzi issued a [press release](#) expressing concern that consideration of HR 6143 had been blocked again in the Senate.

On September 29, House E&C Chairman Joe Barton (R-TX) held a press conference encouraging swift passage of HR 6143 in the Senate.

On September 29:

- Senator Clinton spoke on the Senate floor in opposition to the bill and issued a [press release](#) including her remarks.
- Senator Coburn spoke on the floor in an attempt to rebut Clinton's remarks.
- Senator Enzi brought up the bill for passage by UC for the third time with an alteration that allowed for a vote on the Lautenberg one-year extension bill, S 3944. Senator Menendez objected on behalf of Senators Clinton, Schumer, Lautenberg and himself. Senator Boxer had removed her objection.
- Senators Sessions, Hatch, and Burr spoke in support of the bill.
- Senator Hatch issued a [press release](#) including his remarks.
- Senator Lautenberg spoke in opposition to the bill.
- Senator Enzi issued a [press release](#) "condemning" the efforts of the Senators blocking consideration of HR 6143.
- Senator Enzi brought the bill up a fourth time including consideration of the Lautenberg bill and Menendez objected.
- Majority Leader Frist issued a [press release](#) "rebuking" the Senators blocking consideration of the bill.
- The [Congressional Record](#) includes the Members' remarks and items submitted for the record.

The Administration

The Centers for Disease Control and Prevention released "[HIV/AIDS Surveillance Supplemental Report: Persons Living with HIV/AIDS or AIDS, by Geographic Area and Ryan White CARE Act Eligible Metropolitan Area of Residence, December 2004.](#)" The data includes various methods of calculating the numbers of cases on the basis of AIDS and HIV/AIDS data in all jurisdictions.

Media Coverage

On September 25, *The Syracuse Post-Standard* published an [article](#) by James Mulder entitled "AIDS/HIV care money might leave New York."

On September 26, *CQ Today* published an [article](#) by Alex Wayne entitled "AIDS Funds Dispute Pits Rural Lawmakers Against Urban."

On September 26, *CQ HealthBeat* published an [article](#) by Laura Blinkhorn entitled "Bipartisan Group Proposes One-Year Extension of Current Ryan White Funding Formula."

On September 27, *The Associated Press* published an [article](#) by Erica Werner entitled "Money Fight Stalls AIDS Bill in Senate."

On September 28, *The Hill* published an [article](#) by Alexander Bolton entitled "AIDS bill is dilemma for Clinton."

On September 28, *The Associated Press* published an [article](#) by Erica Werner entitled "Lawmakers argue over AIDS funding bill."

On September 28, *CQ Today* published an [article](#) by Alex Wayne entitled “House Passes AIDS Bill Despite Democrats’ Complaints Over Funding Allocations.”

On September 28, the *New York Daily News* published an [article](#) by Jordan Lite entitled “Don’t cut city’s AIDS money! Hil and Chuck fight plan to shift funds.”

On September 29, *CQ Healthbeat* published an [article](#) by Laura Blinkhorn entitled “Senate Democrats Place Hold on Ryan White Reauthorization.”

On September 29, *The Associated Press* published an [article](#) by Erica Werner entitled “AIDS funding bill passes House over complaints by big-state senators” and an [article](#) entitled “AIDS bill backers maneuver to force vote.”

On September 29, *The Associated Press* published an [article](#) entitled “Sen. Clinton blocks cut to NY’s AIDS funding.”

On September 29, *The Associated Press* published an [article](#) by Erica Werner entitled “Fate of US AIDS funding bill uncertain in Senate.”

On September 29, the *Desert Sun* published an [article](#) by Diana Marrero entitled “CARE ACT: Counts patients with HIV. AIDS bill gets House approval.”

On September 30, *McClatchy Newspapers* published an [article](#) by Kevin Diaz entitled “‘Single Senator’ right blocks AIDS bill.”

On September 30, the *San Francisco Chronicle* published an [article](#) by Edward Epstein entitled “AIDS bill meets major resistance from Sen. Clinton. Boxer, Feinstein drop objections after assured of funding.”

On October 2, *CQ Weekly* published an [article](#) by Alex Wayne entitled “House Bill Would Redirect AIDS Funds From Urban to Rural Areas.”

Community Activities

On September 13, the HIV Medicine Association sent a [letter](#) to Members of Congress urging passage of the legislation.

On September 26, the New York AIDS Coalition issued a [press release](#) in support of the Pallone/Lautenberg one-year extension legislation.

On September 26, AIDS Alabama issued an [action alert](#) in support of HR 6143.

On September 27, The AIDS Institute (TAI) sent a [letter](#) to the entire Senate urging passage of HR 6143. On September 28, TAI sent a similar [letter](#) to the entire House.

On September 27, Gay Men’s Health Crisis issued a [press release](#) in support of the Pallone/Lautenberg

legislation.

On September 28, the AIDS Foundation of Chicago sent a [letter](#) to House Speaker Dennis Hastert (R-IL) in support of HR 6143 and issued a [press release](#) thanking members for supporting the bill.

On September 28, the Latino Commission on AIDS issued a [press release](#) in support of the Pallone/Lautenberg legislation.

On September 28, the National Minority AIDS Coalition sent a [letter](#) to Members of Congress in opposition to HR 6143.

On September 28, the AIDS Action Council issued an [action alert](#) urging their members to weigh in on consideration of HR 6143.

On September 28, AIDS Alliance for Children, Youth and Families, Communities Advocating Emergency AIDS Relief Coalition, the National Alliance of State and Territorial AIDS Directors, the National Association of People with AIDS, the National Minority AIDS Council, and Project Inform issued a brief joint [statement](#) providing [recommendations](#) concerning HR 6143.

On September 28, AIDS Healthcare Foundation issued a [press release](#) lauding the passage of HR 6143 and urging swift passage in the Senate.

On September 29, AIDS Project Los Angeles (APLA) issued a [press release](#) in support of the Pallone/Lautenberg legislation.

On September 30, APLA issued a [press release](#) urging that Congress find the political will to pass HR 6143 and fully fund the program.

Please forward the *Reauthorization Watch* to interested colleagues. To be added or removed from our email distribution list, please email [Ann Lefert](#).

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