

2011 Illinois General Assembly HIV/AIDS Issues

John Peller, AIDS Foundation of Chicago
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Political Landscape: Springfield

- ▶ 24 new House members (13 R, 11 D).
- ▶ 9 new Senators (7 R, 2 D)
- ▶ Same Gov (Pat Quinn), Atty. Gen (Madigan)
- ▶ New Lt. Gov (Simon)
- ▶ Treasurer and Comptroller in R hands



Budget climate

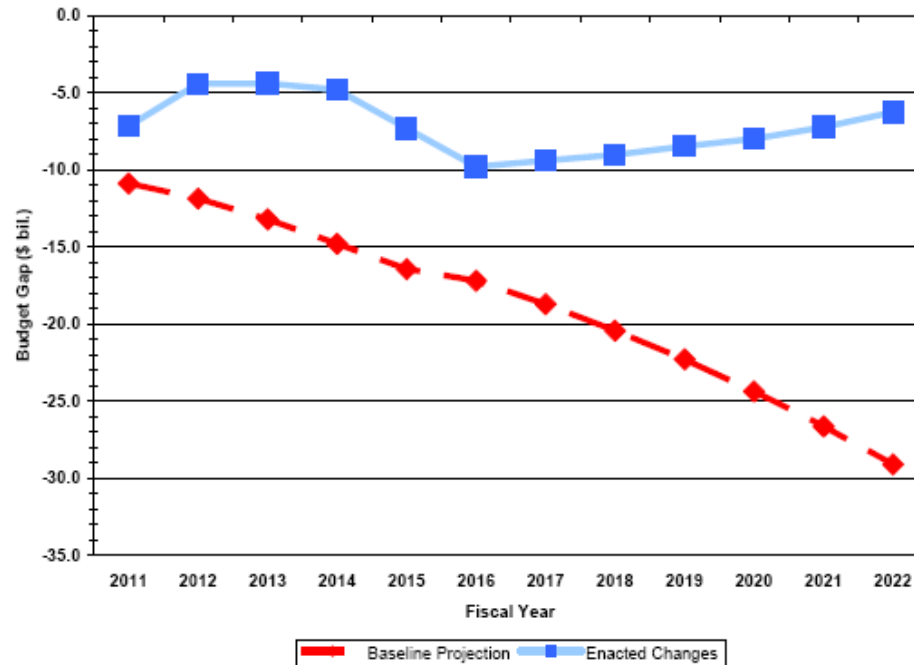
- ▶ State raised taxes in early Jan. to close \$13 b deficit.
- ▶ But backlog of unpaid bills will be a problem.
- ▶ Solution: SB 3 would borrow money to pay providers (AFC supports)



UNPAID BILLS WILL CONTINUE TO BE A PROBLEM

Institute of Government and Public Affairs, University of Illinois 18 January 2011

Figure 1: Projected Gap in Consolidated Budget with and without Enacted Changes



Source: IGPA Fiscal Futures Model, January 17, 2011.

Note: Assumes no additional borrowing or debt service other than existing and enacted amounts.

Disclaimer: IGPA's Fiscal Futures Model is a long-term trend projection model and is not designed to do short-term revenue forecasting. The Governor's Office of Management and Budget, the Illinois Department of Revenue, and the General Assembly's Commission on Government Forecasting and Accountability all have more detailed and more current information for short-term revenue forecasts.



Budget climate (Ctd)

- ▶ Medicaid “reforms”
- ▶ Pension changes (401 (k) for new state hires)
- ▶ Budgeting for Outcomes
- ▶ Spending caps: 2% growth per year, 2012-15
- ▶ Capital plan
- ▶ Retiree health & school health costs



FY 2012 state budget

- ▶ Quinn to release budget plan Wed. Feb 16
- ▶ Will highlight \$3.6 b in cuts from FY 09 levels.
- ▶ Additional cuts in DHS and other programs.
- ▶ ADAP: likely cap amount of meds/month (\$2,000 to \$1,500) and may reduce eligibility to 300% of poverty (grandfather current enrollees).



ADAP

- ▶ **Gov. may propose ADAP cuts**
 - ▶ cap amount of meds/month (\$2,000 to \$1,500), with exceptions for medical need [MINIMAL BUDGET IMPACT]
 - ▶ reduce eligibility to 500% to 300% of poverty; grandfather current enrollees.
 - ▶ 71 clients could be denied (5% of the 1,434 applicants in 2010)
 - ▶ Likely eligible for patient assistance programs
 - ▶ Urging state to maintain waiting lists
- ▶ **We're running out of options and will still need additional state funds**



2011 legislative issues: Illinois Personal Responsibility Education Program Act (IL PREP)

- ▶ **If** a public school in Illinois offers sex ed, it must be **medically accurate, developmentally and age appropriate** & must include the benefits of delaying or **abstaining from sexual activity**.
- ▶ Parents can opt out.
- ▶ Schools would be required to use evidence-based curriculums approved by the state. Parents can review the curriculum.
- ▶ Funding is available from the feds to implement.
- ▶ SB 1619: <http://is.gd/sxHCYM>



EMS Access Act

- ▶ Drug overdose victims often die because others are afraid of arrest.
- ▶ Gives partial immunity from arrest/prosecution for drug possession if a person calls 911 for medical assistance with an OD.
- ▶ Implemented in WA, NM.
- ▶ SB 1701: <http://is.gd/wrbp29>



HIV testing in Prisons

- ▶ HIV rates are 2-3 times higher among inmates than the general population.
- ▶ CDC recommends opt-out HIV testing in correctional settings to improve testing rates.
- ▶ Illinois law prohibits opt-out testing.
- ▶ This bill would allow it, while protecting against coercive testing and guaranteeing complete pre-test information.



Criminal Transmission

- ▶ Would allow prosecutors access to HIV testing records in criminal transmission cases.
- ▶ Prosecutors can have proof that the person knew they had HIV.
- ▶ Underlying law is deeply flawed: can be prosecuted for *exposing someone to HIV* (even if use a condom).
- ▶ **POSITION: OPPOSE**
- ▶ SB 1809 <http://is.gd/wTPwYB>



Condoms in Prison

- ▶ Inmates have high rates of HIV infection, but no way to protect themselves.
- ▶ We know they're having sex.
- ▶ NYC, DC, SF, LA allow condoms in jails. VT and MS allow in state facilities.
- ▶ Bill has died several other times.



STAY TUNED!

- ▶ Visit www.aidschicago.org
- ▶ Sign up for email alerts: www.aidschicago.org/action
- ▶ Come to lobby day, March 1-2.

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