A PRESENTATION TO FUNDERS CONCERNED ABOUT AIDS:
THE 2012 ELECTIONS AND THE DOMESTIC AND GLOBAL RESPONSE TO HIV/AIDS
2012 ELECTION RESULTS – OBAMA ONLY LOSES TWO STATES FROM 2008 MAP

- Obama 332
- Romney 206
- Party change from ‘08

VT 3
NH 4
MA 12
RI 4
CT 7
NJ 15
MD 10
DE 3
DC 3

Map showing the results of the 2012 U.S. presidential election, with states colored in blue for Obama and red for Romney.
SENATE: POST-ELECTION – DEMS GAIN TWO SEATS

Democrats: 55 (+2)  
Republicans: 45 (-2)

Source: CNN
HOUSE OVERVIEW: SOME DEMOCRATIC GAINS BUT NO MAJOR SHAKE-UPS

### 2010

<table>
<thead>
<tr>
<th></th>
<th>Democrats</th>
<th>Republicans</th>
</tr>
</thead>
<tbody>
<tr>
<td>Pre-Election</td>
<td>256</td>
<td>179</td>
</tr>
<tr>
<td>Gains / Losses</td>
<td>-64</td>
<td>+64</td>
</tr>
<tr>
<td>Results</td>
<td>192 (44%)</td>
<td>243 (56%)</td>
</tr>
</tbody>
</table>

Source: CNN

### 2012

<table>
<thead>
<tr>
<th></th>
<th>Democrats</th>
<th>Republicans</th>
</tr>
</thead>
<tbody>
<tr>
<td>Pre-Election</td>
<td>193</td>
<td>242</td>
</tr>
<tr>
<td>Gains/Losses</td>
<td>+8</td>
<td>-8</td>
</tr>
<tr>
<td>Results</td>
<td>201</td>
<td>234</td>
</tr>
</tbody>
</table>
PUBLIC OPINION: Health Care and Prioritizing the HIV/AIDS Epidemic
“THE ECONOMY” WAS #1 ISSUE AND SLIGHTLY FAVORED ROMNEY, BUT NOT ENOUGH FOR THE WIN

<table>
<thead>
<tr>
<th>Issue</th>
<th>Percentage</th>
<th>Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>Economy</td>
<td>59%</td>
<td>(+4R)</td>
</tr>
<tr>
<td>Health Care</td>
<td>18%</td>
<td>(+51D)</td>
</tr>
<tr>
<td>Federal Budget Deficit</td>
<td>15%</td>
<td>(+34R)</td>
</tr>
<tr>
<td>Foreign Policy</td>
<td>5%</td>
<td>(+23D)</td>
</tr>
</tbody>
</table>

Source: 2012 Exit Polls
ACA: OBAMA VOTERS FAVORED KEEPING OR EXPANDING. ROMNEY VOTERS FAVORED REPEAL.

What would you like to see Congress do when it comes to the health care law?

- EXPAND law
- KEEP law as is
- REPEAL law and REPLACE with Republican-sponsored alternative
- REPEAL law and NOT REPLACE it

General public:
- 27% EXPAND law
- 22% KEEP law as is
- 14% REPEAL law and REPLACE with Republican-sponsored alternative
- 19% REPEAL law and NOT REPLACE it

All voters:
- 26% EXPAND law
- 21% KEEP law as is
- 16% REPEAL law and REPLACE with Republican-sponsored alternative
- 22% REPEAL law and NOT REPLACE it

Voted for President Obama:
- 45% EXPAND law
- 36% KEEP law as is
- 7% REPEAL law and REPLACE with Republican-sponsored alternative
- 6% REPEAL law and NOT REPLACE it

Voted for Governor Romney:
- 7% EXPAND law
- 6% KEEP law as is
- 33% REPEAL law and REPLACE with Republican-sponsored alternative
- 38% REPEAL law and NOT REPLACE it

Non-voters:
- 30% EXPAND law
- 24% KEEP law as is
- 8% REPEAL law and REPLACE with Republican-sponsored alternative
- 12% REPEAL law and NOT REPLACE it

Note: Don’t know/Refused answers not shown.
Source: Kaiser Family Foundation Health Tracking Poll (conducted November 7-10, 2012)
ACA: AFTER ELECTION, PROPORTION WANTING REPEAL TICKED DOWN.

What would you like to see Congress do when it comes to the health care law?

- EXPAND law or KEEP law as is
- REPEAL law and REPLACE with Republican alternative or REPEAL law and NOT REPLACE it
- Don’t know/Refused

Source: Kaiser Family Foundation Health Tracking Polls
As I read each element of the health reform law, please tell me whether you feel very favorable, somewhat favorable, somewhat unfavorable or very unfavorable about it.

<table>
<thead>
<tr>
<th>Element</th>
<th>Very favorable</th>
<th>Somewhat favorable</th>
<th>Total Favorable</th>
</tr>
</thead>
<tbody>
<tr>
<td>The law requires health plans to provide consumers with easy-to-understand information about benefits and coverage</td>
<td>51%</td>
<td>28%</td>
<td>79%</td>
</tr>
<tr>
<td>The law will provide financial help to low and moderate income Americans who don’t get insurance through their jobs to help them purchase coverage</td>
<td>46%</td>
<td>27%</td>
<td>73%</td>
</tr>
<tr>
<td>The law eliminates out-of-pocket costs for many preventative services, such as blood pressure or cholesterol screenings</td>
<td>43%</td>
<td>28%</td>
<td>71%</td>
</tr>
<tr>
<td>The law will create health insurance exchanges or marketplaces where small businesses and people who don’t get coverage through their employers can shop for insurance and compare prices and benefits</td>
<td>41%</td>
<td>31%</td>
<td>72%</td>
</tr>
<tr>
<td>The law requires insurance companies that spend too little money on health care services and too much on administrative costs and profits to give their customers a rebate</td>
<td>37%</td>
<td>25%</td>
<td>62%</td>
</tr>
</tbody>
</table>

Source: Kaiser Family Foundation Health Tracking Poll, August 7-12, 2012, n=1,208 adults nationwide.
# HIV/AIDS Low on List of Most Urgent Health Problems Facing Nation, World a Bit Higher

Percent who name HIV/AIDS as the most urgent health problem facing the nation/world today: (open-ended, multiple responses allowed)

<table>
<thead>
<tr>
<th>Health Issue</th>
<th>Nation</th>
<th>World</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cancer</td>
<td>35%</td>
<td>16%</td>
</tr>
<tr>
<td>Obesity</td>
<td>22%</td>
<td>16%</td>
</tr>
<tr>
<td>Diabetes</td>
<td>17%</td>
<td>15%</td>
</tr>
<tr>
<td>Heart disease</td>
<td>17%</td>
<td>17%</td>
</tr>
<tr>
<td>Health insurance/the uninsured</td>
<td>15%</td>
<td>7%</td>
</tr>
<tr>
<td>Health care costs</td>
<td>13%</td>
<td>9%</td>
</tr>
<tr>
<td>HIV/AIDS</td>
<td>10%</td>
<td>16%</td>
</tr>
<tr>
<td>Health care access</td>
<td>6%</td>
<td>5%</td>
</tr>
<tr>
<td>Hunger/malnutrition</td>
<td>n/a</td>
<td>8%</td>
</tr>
</tbody>
</table>

VISIBILITY HIGHER FOR EPIDEMIC IN AFRICA COMPARED WITH U.S. AND OTHER PARTS OF WORLD

During the last year, how much, if anything, have you personally seen, heard, or read about the problem of AIDS in each area?

- **Africa**
  - A lot: 22%
  - Some: 29%
  - Only a little: 30%
  - Nothing at all: 18%

- **The United States**
  - A lot: 14%
  - Some: 29%
  - Only a little: 41%
  - Nothing at all: 15%

- **Elsewhere in the world**
  - A lot: 6%
  - Some: 18%
  - Only a little: 35%
  - Nothing at all: 39%
In general, do you think that spending more money on (INSERT ITEM) in the U.S. will lead to meaningful progress in slowing the epidemic, or that spending more money won’t make much difference?

**HIV/AIDS PREVENTION**
- Lead to meaningful progress: 54%
- Wont make much difference: 39%
- Depends/Don't know/Refused: 8%

**HIV/AIDS TREATMENT**
- Lead to meaningful progress: 56%
- Wont make much difference: 34%
- Depends/Don't know/Refused: 11%
THE BROADER LEGISLATIVE AGENDA AND POLITICAL CONTEXT

HEALTH REFORM

TAX/ENTITLEMENT REFORM

HIV/AIDS POLICY

APPROPRIATIONS

SEQUESTRATION

“FISCAL CLIFF”

DEBT LIMIT
LOOKING AHEAD:
FISCAL CLIFF
THE LOOMING FISCAL CLIFF COULD CHANGE THE DYNAMICS OF ALL POLICY DEBATES IN THE COMING YEAR

**TAX CUTS/REFORM:** 2001/2003
Bush tax cuts, Payroll tax, Business tax extenders, ACA revenue increases.

**UNEMPLOYMENT INSURANCE:** Expires 12/31

**“DOC FIX”:** Expires 12/31

**SEQUESTRATION:** $110 million in deficit reduction in 2013.
THE CLOCK IS TICKING AND DEMOCRATS AND REPUBLICANS REMAIN FAR APART ON A DEAL TO AVOID THE FISCAL CLIFF

DEMOCRATIC PLAN: Increased revenue through raising tax rates on the wealthy, spending cuts and stimulus spending, no limits on federal spending.

________

REPUBLICAN PLAN: Increased revenue through tax reform, entitlement program reform, cuts in discretionary spending.

________

GRAND BARGAIN OR A DOWN PAYMENT: A deal that raises revenues through increases in tax rates and entitlement reform without sequestration OR Congress passes stop-gap measure to allow more time for negotiations.

________

IT ALL COMES DOWN TO TAXES
SEQUESTRATION: WHAT’S AT STAKE GLOBALLY?

PEPFAR (BILATERAL)

$\text{s - billions}$

GLOBAL FUND

$\text{s - millions}$

“If we go over the fiscal cliff, all cuts would be equally applied, but not all cuts would be equally felt.” – ONE.org
WHAT DOES SEQUESTRATION MEAN FOR PEOPLE IN NEED AROUND THE WORLD?

**273,000** PEPFAR-supposed patients **WOULD NOT RECEIVE TREATMENT**, leading to 62,000 more deaths.

**111,000** FEWER HIV-positive pregnant women will receive **PMTCT** services, leading to **21,000** INFANTS BEING BORN WITH HIV.

**Food, education, and livelihood** assistance would be cut for **354,000** children.

Source: amfAR
# SEQUESTRATION: WHAT’S AT STAKE DOMESTICALLY?

<table>
<thead>
<tr>
<th>Program</th>
<th>Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>CDC HIV Prevention</td>
<td>-$64 million</td>
</tr>
<tr>
<td><strong>Ryan White HIV/AIDS</strong></td>
<td>-$196 million</td>
</tr>
<tr>
<td><em>AIDS Drug Assistance Program (ADAP)</em></td>
<td>-$77 million</td>
</tr>
<tr>
<td>NIH AIDS Research</td>
<td>-$251 million</td>
</tr>
<tr>
<td>HOPWA</td>
<td>-$27 million</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>-$538 million</strong></td>
</tr>
</tbody>
</table>
**WHAT DOES SEQUESTRATION MEAN FOR PATIENTS?**

**659,476 Fewer** Americans would be **tested** for HIV

---

ADAP would have to **reduce its case load by over 12,000 people**

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The equivalent of **460 AIDS research grants** that will go **unfunded** (based on the average value of AIDS research grants in FY 2011), including 50 grants that specifically fund HIV/AIDS vaccine research

Source: The AIDS Institute
LOOKING AHEAD: Domestic AIDS Policy
DECISION-MAKERS IN CONGRESS

HOUSE APPROPRIATIONS: Rogers (R-KY) and Lowey (D-NY) to lead the Committee. Latham (R-IA) likely new Labor/H chair, DeLauro (D-CT) will be Ranking.

SENATE APPROPRIATIONS: Inouye (D-HI) and Shelby (R-AL) to lead the Committee. Harkin (D-IA) to lead Labor/H; Shelby likely to be ranking.

HOUSE ENERGY AND COMMERCE: Upton (R-MI) and Waxman (D-CA) continue to lead Committee; Pallone (D-NJ) and Pitts (R-PA) lead Health Subcommittee.

SENATE HELP COMMITTEE: Harkin (D-IA) and Alexander (R-TN) to lead Committee.
KEY DOMESTIC AIDS POLICY ISSUES NEXT YEAR

Affordable Care Act funding and implementation

Ryan White HIV/AIDS Program

Continued efforts to implement National HIV/AIDS strategy
AFFORDABLE CARE ACT IMPLEMENTATION

ADMINISTRATION WILL MOVE FULL-SPEED AHEAD TO IMPLEMENT THE LAW: Recent barrage of regulations and guidance post-election; awaiting additional detail.

MUCH OF THE KEY ACTION IS AT THE STATE LEVEL: Forthcoming decisions on exchanges and Medicaid expansion.

REPUBLICANS IN CONGRESS WILL CONTINUE TO PUSH FOR REPEAL: Likely focus will be on unpopular and politically-challenging provisions of the law; continued efforts to defund and delay implementation via the appropriations process; increased oversight efforts in the House.

DEMOCRATS WILL CONTINUE TO PROTECT THE LAW: Generally, Democrats will work to protect the law as a whole; willingness to work on technical changes and additional reform; some moderates could join republicans to change or repeal select provisions.
ACA: WHAT’S UP FOR GRABS IN CONGRESS?

- **REPUBLICAN TARGET**
  - Individual mandate; IPAB;
  - Prevention and Public Health Fund;
  - CMMI; Industry fees and taxes

- **POSSIBLY MODIFIED**
  - Requirements for exchanges;
  - Level of tax credits; Some insurance reforms

- **LIKELY SAFE**
  - Most changes to Medicare reimbursement; Delivery system reforms in Medicare / Medicaid;
  - HIT
THE FUTURE OF THE RYAN WHITE HIV/AIDS PROGRAM

2013 REAUTHORIZATION:
Protecting Ryan White during the transition to full implementation of the Affordable Care Act; evaluating the role of the program in the context of a changing landscape.

APPROPRIATIONS: FY2013 funding and looming sequestration / fiscal cliff
LOOKING AHEAD: Global AIDS Policy
12 new Senators, 83 new Members of House in 113th Congress; 275 new members in both chambers since 2006

**HOUSE APPROPRIATIONS:** Rogers (R-KY) and Lowey (D-NY) to lead the Committee. Granger (R-TX) and Lowey (D-NY) 6 new Republicans named to the Committee.

**SENATE APPROPRIATIONS:** Inouye (D-HI) and either Cochran (R-MS) or Shelby (R-AL) to lead the Committee. Leahy and Graham stay at SFOPS

**HOUSE FOREIGN AFFAIRS:** New Chairman and RM – Royce (R-CA) and Engel (D-NY). New R Subcommittee chairs expected, and several vacancies on the R and D sides to be filled.

**SENATE FOREIGN RELATIONS:** New RM – Corker (R-TN) and maybe new Chairman – Menendez (D-NJ).
GLOBAL AIDS POLICY ISSUES CONFRONTING CONGRESS NEXT YEAR

PEPFAR Reauthorization

Global Health Initiative 2.0 and Funding
ISSUES IMPACTING REAUTHORIZATION

OUTCOME OF FISCAL CLIFF NEGOTIATIONS: Budget climate may make large authorization impossible.

CONGRESSIONAL AND ADMINISTRATION LEADERSHIP: Does the political leadership exist to move a bill?

ADVOCACY COMMUNITY: Do the pros of an authorization outweigh the potential cons?

THE OBAMA LEGACY: GHI hasn’t taken off as a concept, and the “P” in PEPFAR was President Bush.
PIECEMEAL POLICY-MAKING MORE LIKELY

PRECEDENT FOR APPROPRIATORS TO CODIFY PROGRAMS:
Appropriators have a long history of legislating changes to programs through funding bills and could choose to do the same this year.

INSTITUTE OF MEDICINE REPORT: Appropriators could use the IOM report (due in January) as the basis for reforms through the SFOPS bill.

PEPFAR BLUEPRINT: The Administration and Congress could use the PEPFAR Blueprint to tweak the program without a major reauthorization bill.
Congress will work through December to find agreement that avoids the fiscal cliff.

Likely scenarios include:

- **Grand Bargain:** Revenue increases, tax increases on wealthiest, spending cuts, partial entitlement and tax reform with promise for additional reform next year.

- **Democratic Plan:** Tax increases on those making $250,000/year, minimal spending cuts, no entitlement or tax reform until next year.

- **Republican Plan:** Revenue increases through tax reform, major spending cuts, entitlement reform.

- **Delaying Sequestration:** Spending cuts and tax increases that total sequestration, delaying sequestration for one year. No major movement on tax or entitlement reform.

Thank you.

Questions and Discussion