

Ryan White HIV/AIDS Program and Low Income Health Program

2012 Laws

March 2013

New 2012 laws, now in effect, intend to ensure a smooth transition of eligible clients from the [Ryan White HIV/AIDS Program \(Ryan White\)](#), including HIV Care Program (HCP) and [AIDS Drug Assistance Program \(ADAP\)](#), to the [Low Income Health Program \(LIHP\)](#). See [Ryan White and LIHP Frequently Asked Questions # 6](#) for more information.

Key Elements of the 2012 Laws:

- 1) Office of AIDS (OA) can share Ryan White (ADAP and HCP) client data with county LIHPs.

This client data sharing will enable county LIHPs to identify potential LIHP-eligible ADAP and HCP clients.

- 2) A county LIHP can use ADAP and HCP client data to inform a client and his/her provider about the client's potential LIHP eligibility.

This will allow county LIHPs to assist potential LIHP-eligible clients with the transition from ADAP and HCP to LIHP.

- 3) A county LIHP can provide OA with HIV-related LIHP beneficiary client data.

- 4) A county LIHP can provide OA with a list of ADAP and HCP clients enrolled in LIHP.

This client data will ensure that OA remains compliant with state and federal laws that require Ryan White funds to be the payer of last resort.

- 5) The confidentiality of ADAP and HCP client data is protected by the California Health and Safety Code. Any disclosure of client data by a county LIHP that is not permitted by law is subject to penalties.

Background: Governor Edmund G. Brown, Jr. signed Assembly Bill (AB) [1467](#) (see pages 163-164) and AB [1468](#) (see page 69) into law, in an effort to minimize the disruption of access to and availability of care and services for ADAP and HCP clients when transitioning to LIHP. AB 1467 directs the Department of Health Care Services (DHCS), in collaboration with the California Department of Public Health (CDPH), to develop policies and guidance on the transition of HIV-positive persons from Ryan White services to LIHP. DHCS, in collaboration with CDPH, is also required to consult with stakeholders to obtain advice in forming policy decisions on the transition of Ryan White clients to LIHP. AB 1468 permits OA to share ADAP and HCP client data with county LIHPs and permits county LIHPs to share this data with the person to whom the information pertains, the person's HIV care provider, and OA. Click [here](#) for more information and a list of "frequently asked questions" on OA's Ryan White Program and LIHP.