

## Summary of Compromise on Global HIV/AIDS Bill

- The compromise text includes more than 95% of the language contained in the Democratic draft of the 5-year reauthorization legislation. This new legislation has the support of Foreign Affairs Acting Chairman Howard Berman, Ranking Republican Member Ileana Ros-Lehtinen, and the White House.
- The legislation contains groundbreaking provisions which move the Global HIV/AIDS program beyond the “emergency” phase of implementation to “sustainability”, dramatically boost HIV/AIDS programming related to women and girls, strengthen health systems in countries hard-hit by the HIV virus, authorize HIV/AIDS programs to include linkages to food and nutrition, education and health care programs, and increase U.S. contributions to the Global Fund.
- The new bill funds the Global HIV/AIDS, Tuberculosis and Malaria initiative at \$50 billion over 5 years, the amount provided for in the Democratic draft. The President previously had called for \$30 billion over 5 years.
- The compromise legislation overturns the controversial and ineffective 1/3 abstinence-only requirement that applies to global HIV/AIDS prevention funding. Instead, the Administration will be directed to promote a “balanced” prevention program in target countries, including all elements of the Abstinence, Faithfulness, and Condoms (ABC) approach towards HIV prevention. The Administration will also be required to report to Congress if behavioral change programs, such as abstinence and fidelity, do not receive 50% of the funds devoted to the prevention of sexual transmission of HIV in countries in which there is a generalized HIV epidemic (currently, 33% of *all* HIV prevention funds in *all* countries – a much larger pot of funds – must be spent on abstinence). ***The 50% figure triggers a report, and is not an earmark governing the expenditure of funds.***
- The new bill authorizes, for the first time, the expenditure of Global HIV/AIDS funding to provide HIV/AIDS testing and counseling services in family planning programs supported by the U.S. government. This will ensure that many more women of reproductive age receive vital information related to their HIV status and HIV/AIDS education. While the compromise bill does not authorize the use of Global HIV/AIDS funding to provide contraceptive services (other than condoms and other related bulk commodities as in current law) in the context of HIV/AIDS programming, it does not prohibit such activities.
- The compromise text returns to existing law related to the so-called “prostitution pledge.”
- The bipartisan bill contains new benchmarks for U.S. contributions to the Global Fund, but does not contain a funding penalty if the benchmarks are unmet.