



January 27, 2021

Dear Ryan White HIV/AIDS Program Colleagues,

Throughout the COVID-19 public health emergency, you have been striving to maintain the critical HIV care and treatment services for those you serve while responding to the COVID-19 pandemic. We commend your efforts and want to assist you in your critical work. We looked for opportunities to reduce or delay requirements, such as reporting or other grant related activities, in an attempt to reduce your burden. This includes waiving some of the [Ryan White HIV/AIDS Program \(RWHAP\) requirements on the CARES Act funding](#).

As we continue to look for ways to support your work, we want to bring to your attention language that is included in the Consolidated Appropriations Act, 2021, Pub. L. 116-260, Division M, § 307:

Penalties and administrative requirements under title XXVI of the Public Health Service Act may be waived by the Secretary of Health and Human Services for funds awarded under such title of such Act from amounts provided for fiscal year 2020 and fiscal year 2021 under the heading 'Department of Health and Human Services—Health Resources and Services Administration', including amounts made available under such heading by transfer: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

We are carefully reviewing RWHAP penalties and requirements to see which may be waived without compromising the integrity, scope, and implementation of the RWHAP. We will issue additional information in the near future.

Thank you for your continued work in ensuring optimal care and treatment for people with HIV during this time.

Sincerely,  
/Laura W. Cheever/  
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