

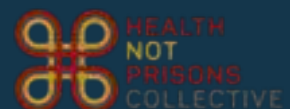


**SERO+**  
PROJECT

JUSTICE INSTITUTE

# Toolkit

Funding provided by:



# Preface



## Mission:

**SERO** centers PLHIV leadership to end HIV criminalization, mass incarceration, racism and social injustice by supporting inclusive PLHIV networks to improve policy outcomes, advance human rights and promote healing justice.



## Who We Are:

**The Health Not Prisons Collective** (the Collective) is an intersectional national initiative launched in 2020 by Counter Narrative Project (CNP), the Positive Women's Network – USA (PWN), Sero Project, Transgender Law Center (TLC), and the U.S. Caucus of People Living with HIV (the HIV Caucus) — longtime collaborators led by, and accountable to, communities most affected by HIV criminalization in the United States.

# Preface (cont'd)



**The Sero Project Justice Institute (SPJI)** is a year-long program designed to nurture advocacy, leadership skills and self-empowerment to participants to assist their confidence and participation in state coalition work. SPJI will help deepen and enhance grassroots movements, especially those led by PLHIV, to end the wrongful use of one's HIV+ status in criminal prosecutions and address the racism, homophobia, transphobia and overcriminalization that disenfranchises communities. Participants increased skills and tools for strategy planning, gathering support and mentorship. This toolkit is intended to serve as a resource bank for advocates working to change HIV criminalization laws and other intersectional legislation efforts in their state. This toolkit consists of what was learned first-hand from the experience of the Sero Project Justice Institute participants as methods and strategies they found useful.

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# HIV Criminalization 101



“HIV criminalization” refers to the wrongful use of one’s HIV positive status in criminal prosecutions leading to PLHIV getting charged under HIV-specific criminal statutes, or under general criminal statutes for acts which would not be crimes if the person did not have HIV. This has included prosecution for alleged non-disclosure of a known HIV-positive status prior to any kind of sexual act, including those that do not risk HIV transmission; alleged perceived or potential exposure to HIV; and/or alleged non-intentional HIV transmission.

Although most HIV criminalization laws were established at a time when less was understood about HIV transmission, they have not been updated in light of advances in scientific understanding of, for example, the links between treatment adherence, viral suppression, and risk.

There have been more than 1,000 instances when HIV-specific charges have been filed against people with HIV in the 2/3rds of U.S. states and territories that presently have HIV-specific statutes. Sentencing in these cases is frequently disproportionate to any actual harm inflicted or even any potential harm, sometimes involving decades in prison and/or required sex offender registration. Actual transmission of HIV is a factor in only a very small percentage of these cases. A growing body of research demonstrates significant racial, gender, and other disparities in these prosecutions.

These laws are unjust and based on long-outdated beliefs about HIV. But they also fan the flames of HIV stigma and, importantly, undermine public health goals that seek to prevent HIV transmission.

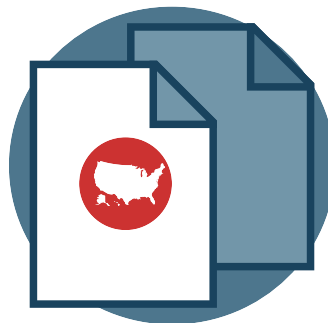
HIV stigma creates barriers to testing people at risk for HIV (“Take the test and risk arrest”), creates mistrust of public health, resulting in less cooperation with HIV transmission prevention measures, like partner notification, as well as discourages those living with HIV from disclosing their HIV positive status and engaging in treatment and care.

As with other aspects of the criminal justice system, access to justice for people charged under HIV criminalization laws is constricted by racism, poverty, gender bias and homophobia. Low-income people and sex workers are more likely to be charged with “HIV crimes” and typically suffer more extreme punishment in the criminal justice system for

# HIV Criminalization 101 (cont'd)



these charges. In addition, the risks associated with disclosure of one's HIV status—mandated by law in many states—are typically more pronounced for low-income people, for people of trans experience, and for women, especially those in violent or abusive relationships.



State Specific Fact Sheets



HIV Is Not A Crime FAQ



HIV Criminalization:  
What You Need to Know



Creating a Statewide  
Campaign Worksheet



HIV Crimes!  
Know the Facts

# Basics of Coalition Documentation



What is the groundwork that is helpful to engage in a successful advocacy effort? How do you identify allies, create advocacy and education materials, and develop strategies for effective education and engagement? Below, are a few free tools to help support state coalitions with the basics of communication and documentation.

## Canva

Canva is a free graphic design platform that's great for making invitations, business cards, Instagram posts, and more. A drag and drop interface makes customizing thousands of templates simple and easy. Canva's wide array of features allow you to edit photos without extensive photo editing knowledge or experience.

## Doodle®

Doodle is the simplest way to schedule meetings with clients, colleagues, or teams. Schedule appointments, one-on-one's, or large team meetings. Quickly arrange meetings anyone inside or outside of your organization.

## Google Meet

Google Meet is a video conferencing service from Google. It's a great solution for both individuals and businesses to meet on audio and video calls. Google Meet is available on the web, and phones and tablets for Android and iOS.

## resistbòt

Resistbot is a service that people in the United States can use to compose and send letters to elected officials from the messaging apps on their mobile phones, with the goal being that the task can be completed in "under two minutes".

# Basics of Coalition Documentation (cont'd)



SlidesCarnival templates have all the elements you need to effectively communicate your message and impress your audience. Download your presentation as a PowerPoint template or use it online as a Google Slides theme. 100% free, no registration or download limits.



This template will help document the members of your state coalition, including their state senator and state representative.



Unsplash is the world's premier community for HD photography. And the entire Unsplash library of curated high-resolution copyright-free photos is available for free for personal or commercial use.



Zoom is an app that allows you to set up virtual video and audio conferencing, webinars, live chats, screen-sharing, and other collaborative capabilities. You don't need an account to attend a Zoom meeting, and the platform is compatible with multiple platforms so nearly anyone can access it.

# Overcoming Power Dynamics in Coalition Work

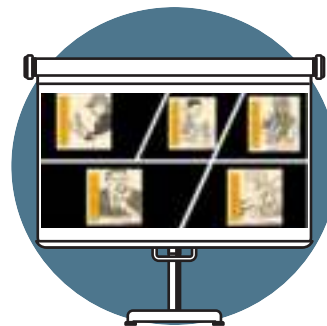


Although coalitions are formed to address a common purpose - its purpose is not to give you power - This module focused on how to retain your group's power while still supporting the joint efforts of a coalition. Additionally the module clarifies power and considers how power can be leveraged by citizen groups. Incorporating an essential exercise which will aid in identifying the individual strengths of this cohort.

This workshop provided entry-to mid level information on Coalition Work. The primary goal of this workshop was to enhance leadership skills by building capacity to work in a network with other groups. Considerations, advantages and disadvantages of joining or building a coalition. Principles for successfully working in coalitions. Strategies to identify intersections that distinguish your cause as preeminent within the partnership.



**Slides: Overcoming Power Dynamics in Coalition Work**



**Slides: Leadership Styles**

# Overcoming Power Dynamics in Coalition Work (cont'd)



For group dynamics it is important to know how other team members work or what their leadership style is. This can provide clarity if there are conflicts amongst community members to understand how someone else thinks and works. We are providing a few websites you could use in a strategic planning meeting to recognize how others meet, to know the best way to interact with one another. Here are some personality and leadership tests and quizzes to take.



**16 Personality Types**



**What's Your  
Leadership Style?**

# Rapid Response to Legislation & Drafting Your Legislative Testimony

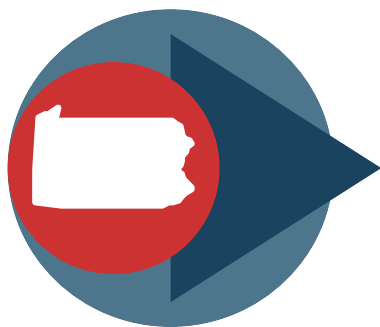


When a situation emerges that requires a rapid response--for example, when bad legislation is introduced--Sero helps bring together experts and advocates to facilitate a quick response. Sero does convening calls for the state's public health leadership, racial, reproductive, economic and human rights advocates, and LGBT and HIV leadership to provide a briefing on the urgent situation at hand and technical assistance and resources for addressing it. This effort has helped stop or mitigate damage from harmful legislative proposals in Alabama, Utah, Kentucky, Rhode Island and West Virginia.

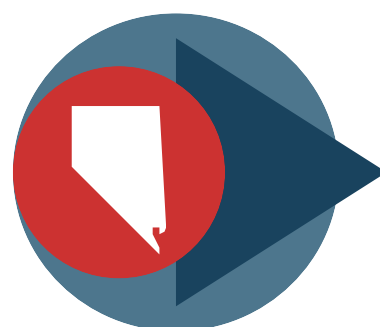
Sero's rapid response work also encompasses situations where highly-stigmatizing media coverage demands a response and when an individual is threatened with or charged with HIV crimes and needs community and/or peer support.



**Slides: Rapid Response**



**Video: PA HDPC Hearing:  
Decriminalizing HIV**



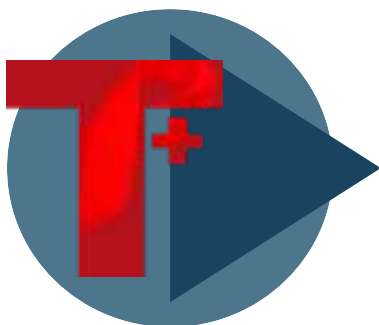
**Video: Nevada SB275  
Committee Hearing  
Testimony**

# Transgender & Gender Diverse Inclusion in HIV Decriminalization Movements



Advocates and organizations working with people living with HIV must ensure a racial justice and gender justice lens to the work.

RISE Gender Justice training cohort centers the voices of women of trans experience discussing pronouns, terminology dos and don'ts, introduce the Sexual Orientation and Gender Identity and Expression concepts and applications utilizing the SOGIE astronaut, discuss microaggressions against transgender and gender diverse people and call on all HIV Advocates to be active allies.



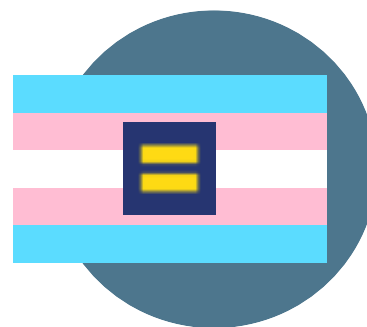
Positively Trans  
Video Library



See Us As People

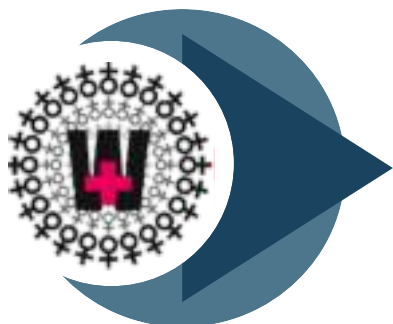


Trans Agenda  
for Liberation



Transgender People and  
HIV: What We Know

# Transgender & Gender Diverse Inclusion in HIV Decriminalization Movements (cont'd)



PWN Cares: Keeping It  
Real: Being Trans  
& Living with HIV



PWN USA: People-First  
Language Guide



We Will Control Our  
Own Destinies; We are  
the "Positive Women's  
Network-United States  
of America"



Six Concrete Measures to  
Support Women and Girls



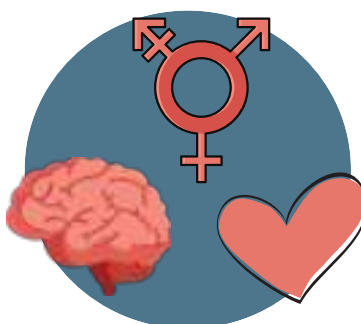
Positively Trans: 2018  
Needs Assessment



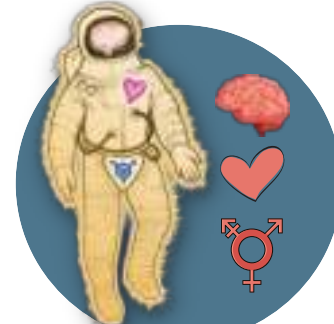
2021 PWN Trans Day of  
Resilience/Remembrance



GLAAD Trans Micro-  
aggression Photo Project



Basic Definitions: Sexual  
Orientation, Gender Identity and  
Expression (SOGIE)



The SOGIE Astronaut

# Legal Literacy



Understanding legal terms and theories is one of the hardest jobs new advocates have. This includes the legislative process. The Legal Literacy Module will use a mock state HIV Coalition to teach the basic legal terms, the legislative process, understanding current HIV criminalization laws, discussion points for repeal vs. replacement, and the replacement theory of "placing prosecutors in a box."

This workshop will teach how to read a current code, the importance of looking at all codes in a Chapter, and how they interact. Attendees will understand the importance of laws with Affirmative Defenses, how to craft reform legislation, determine lines in the sand, and how state HIV criminalization coalitions must work cohesively to reform or repeal existing HIV Criminalization Laws/Codes.



**Slides: Legal Literacy I**



**Slides: Legal Literacy II**

## HIV JUSTICE TOOLKIT



**HIV Justice Worldwide's** HIV Justice Toolkit aims to support advocates to oppose HIV criminalization at all levels – from educating communities and lawmakers to defending individual cases. It includes all kinds of resources from all over the world that we hope will be useful depending on your advocacy targets (such as lawmakers; prosecutors and judges; police; and the media).

The **Legal Literacy Dictionary** is a compilation of basic legal terms and their definitions.

# Legal Literacy (cont'd)



**Legal Literacy: Repeal vs. Reform** takes a look at discussion points on which approach is most appropriate for a state's law reform efforts.



The **ACLU** uses litigation, lobbying, public education, and organizing at the state and federal levels to fight discrimination against people living with HIV.



The **Americans with Disabilities Act (ADA)** gives Federal civil rights protections to individuals with disabilities similar to those provided to individuals on the basis of race, color, sex, national origin, age, and religion. Persons who are discriminated against because they are regarded as being HIV-positive are also protected.



**Lambda Legal** is a national organization committed to achieving full recognition of the civil rights of lesbians, gay men, bisexuals, transgender people and everyone living with HIV through impact litigation, education and public policy work.

# Fund Raising & Coalition Sustainability



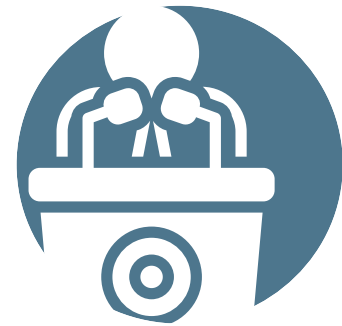
Fundraising and sustainability are issues that plague many state coalitions and organizations. In this module we will share tips on grant writing, overcoming challenges of advocate engagement, and share successes of creating a sustainable campaign and coalition.



**How to Form a  
Nonprofit Corporation**



**Writing a Strong Mission  
and History Statement**



**Statement of Needs  
& Problem Solving**



**Creating an  
Executive Summary**



**Creating a  
Program Narrative**



**Creating a  
Grant Budget**

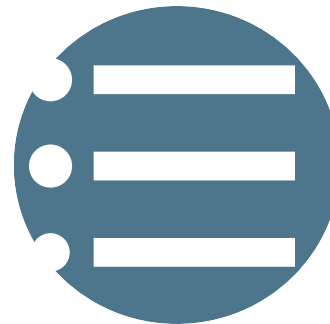


**Understanding 5 Key  
Nonprofit Financial  
Documents**

# State Strategic Planning Documents



Draft Strategic Planning



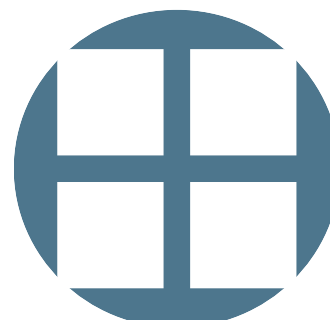
Strategic Plan Outline



Creating a Statewide  
Campaign Worksheet



30 60 90  
State Specific Plan



SWOT Analysis

# Host an HIV Awareness Day at Your State Capitol



There are specific steps a state coordinator will have to take to host an HIV Awareness Day in your state. Every state has their own guidelines, but some of the steps you might have to take to organize in your state are right here. This will give you a better understanding of steps needed for community and legislative education and media outreach.



Slides: Hosting an HIV Awareness Day at Your State Capitol



Checklist to Host an HIV Awareness Day in Your State

# Additional Resources



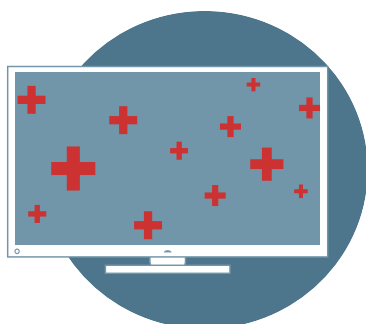
The Denver Principles



Meaningful Involvement  
of People with HIV/AIDS



HIV & Disability



HIV Media Guides  
& Toolkits



HINAC4 YouTube  
Channel



HINAC4 Summary  
Report



Expert Consensus Statement  
on Breast/Chestfeeding & HIV  
in the U.S. & Canada



AIDS Watch 2021  
Policy Briefs (English)



AIDS Watch 2021  
Policy Briefs (Español)

## Additional Resources (cont'd)



**AIDS Law Project of Pennsylvania** is public-interest law firm providing free legal assistance to people living with HIV and those affected by the epidemic. We are the nation's only independent public-interest law firm dedicated to people living with HIV.

**AIDS United** advocates for those living with or vulnerable to HIV and the organizations that serve them. We house the most seasoned and respected domestic HIV policy team in Washington, DC, and our public policy work is informed by our Public Policy Council that includes a broad array of organizations engaged in helping to end HIV in the United States.

**Global Network of People Living with HIV (GNP+)** is the global network for and by people living with HIV. GNP+ advocates to improve the quality of life of people living with HIV. GNP+ supports the needs of people living with HIV worldwide by focusing on social justice, human rights and the GIPA principle.

**Health Not Prisons Collective (the Collective)** is an intersectional national initiative launched in 2020 by Counter Narrative Project (CNP), the Positive Women's Network – USA (PWN), Sero Project, Transgender Law Center (TLC), and the U.S. Caucus of People Living with HIV (the HIV Caucus) — longtime collaborators led by, and accountable to, communities most affected by HIV criminalization in the United States. Our strategy incorporates education and training; grassroots and grassroots organizing; policy analysis and advocacy; legal intervention; and narrative change designed to shift discourses about HIV, risk, blame, responsibility, and the role of the carceral state, including detention, centering racial and gender justice.

## Additional Resources (cont'd)



### **International Community of Women Living with HIV (ICW)**

leads efforts towards securing and improving the quality of life for women living with HIV. We do this by mobilizing, organizing, advocating, mentoring and raising consciousness on the issues that directly impact our lives.



Led by trans women of color living with HIV, **Positively Trans** addresses inequities, stigma, and discrimination nationally and in our local communities through community-driven research, leadership development, and storytelling. We make the case that trans voices, needs, and leadership must be centered in HIV/AIDS response, and that HIV response is a key strategy for trans health and liberation



**Positive Women's Network – USA** inspires, informs, and mobilizes women living with HIV to advocate for changes that improve our lives and uphold our rights. In addition to federal advocacy, PWN-USA supports regional chapters to build leadership at a local and state level.



**SERO** is focused on ending inappropriate criminal prosecutions of PLHIV, including for non-disclosure of their HIV status, potential or perceived HIV exposure or HIV transmission and on building and supporting PLHIV networks.



**The Center for HIV Law & Policy** fights stigma and discrimination at the intersection of HIV, race, health status, disability, class, sexuality and gender identity and expression, with a focus on criminal and public health systems.

## Additional Resources (cont'd)



**The Counter Narrative Project** is an organization committed to countering narratives and speaking truth to power. CNP shifts narratives about Black gay men to change policy and improve lives.



**The Elizabeth Taylor AIDS Foundation** funds AIDS organizations throughout the world, providing support services to populations most in need. The Elizabeth Taylor AIDS Foundation (1) supports organizations delivering direct care and services to people living with HIV/AIDS, and (2) supports organizations that provide education to the public regarding the AIDS virus and the prevention of AIDS.



**The Reunion Project (TRP)** is the national alliance of long-term survivors of HIV, collaborating with local and national HIV advocates, providers and researchers. Together, we convene and connect individuals and communities, sharing our experiences of survival and loss while honoring our past, and developing successful strategies for living and supporting one another—today and into the future.



**The Well Project** has become a recognized leader in the fight against HIV by revolutionizing the availability and accessibility of much-needed resources designed specifically for women living with and vulnerable to HIV and by prioritizing the advancement of women in all aspects of HIV prevention, treatment, and cure research and policy. The Well Project provides tools for women to build a foundation to not only survive, but also thrive with HIV.

## Additional Resources (cont'd)



**Thrive S.S.** works toward achieving health equity for Black gay men through direct support, advocacy, and building collective community power is our mission and core of our purpose in service to community. Our strategic Plan encompasses our Vision and Values and offers insight into the Long Game of our intent to operationalize our niche-understanding and representation of Black Gay Men Living with HIV.



**Transgender Law Center** (TLC) is the largest national trans-led organization advocating for a world in which all people are free to define themselves and their futures. Grounded in legal expertise and committed to racial justice, TLC employs a variety of community-driven strategies to keep transgender and gender nonconforming people alive, thriving, and fighting for liberation.



**The US PLHIV Caucus** (also known as "the HIV Caucus" or "Caucus") is comprised of organizations, coalitions, networks or client groups of people living with HIV, ("institutions") and independent advocates living with HIV. The HIV Caucus collectively speaks with a unified voice for people living with HIV in the U.S.

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<https://www.16personalities.com/personality-types>

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<https://www.dropbox.com/s/vgr1jolcp3btI65/30%2060%2090%20STATE%20Specific%20Plans%20Hand%20Out.docx.pdf?dl=0>

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### **Creating a Statewide Campaign Worksheet 6, 17**

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<https://www.thewellproject.org/hiv-information/expert-consensus-statement-breastfeeding-and-hiv-united-states-and-canada#:~:text=In%20the%20United%20States%2C%20Canada,of%20concern%20for%20potential%20transmission.>

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### **HINAC4 YouTube Channel 19**

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<https://www.dropbox.com/s/l2lb346f5djvjim/HIV%20%26%20Disability.pdf?dl=0>

### **HIV Crimes! Know the Facts 6**

<https://www.seropproject.com/wp-content/uploads/2016/11/Sero-HIV-Crim-Fact-Sheet-FINAL.pdf>

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[https://www.seropproject.com/wp-content/uploads/2015/05/sero\\_brochure\\_bw\\_print.pdf](https://www.seropproject.com/wp-content/uploads/2015/05/sero_brochure_bw_print.pdf)

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<https://www.seropproject.com/wp-content/uploads/2016/11/HIV-Criminalization-FAQ-Final.pdf>

### **HIV Justice Toolkit 14**

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<https://www.nolo.com/legal-encyclopedia/form-nonprofit-501c3-corporation-30228.html>

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