

BY: Conference Committee

AMENDMENTS TO SENATE BILL NO. 896

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 16, strike "Medical Institution" and substitute "Statewide Academic Health Center".

On page 2, in line 7, after "circumstances;" insert "providing that a certain statewide medical health center may not receive in certain fiscal years a Statewide Academic Health Center Cancer Research Grant unless the grant is used for certain purposes; providing that the Department of Health and Mental Hygiene may not distribute a Statewide Academic Health Center Tobacco-Related Diseases Research Grant in a certain fiscal year; providing that the Department of Health and Mental Hygiene may not distribute any grants to a certain statewide medical health center until certain entities submit a certain memorandum of understanding; stating legislative intent with respect to the inclusion of funds in the State budget for a certain fiscal year for the implementation of a certain plan; requiring a certain amount of money to be included in a certain supplemental budget for a certain fiscal year to be used to provide certain outreach and start-up technical assistance to African American communities in the State for certain purposes; requiring a comprehensive evaluation of the Tobacco Use Prevention and Cessation Program and the Cancer Prevention, Education, Screening, and Treatment Program to be conducted at the end of a certain fiscal year"; and in line 19, strike "13-1118" and substitute "13-1119".

On page 3, in line 4, after "year" insert "the use of"; in the same line, strike "kill" and substitute "kills"; in line 10, strike "dollars"; after line 30, insert:

"WHEREAS, There are areas and neighborhoods of cancer clusters; and";

in line 30, after the semicolon insert "and"; in line 34, after "cancer" insert "and tobacco-related diseases"; after line 36, insert:

(Over)

“WHEREAS, The University of Maryland, Baltimore, the University of Maryland School of Medicine, and the University of Maryland Medical System Corporation, acting together, and The Johns Hopkins University and Johns Hopkins Medicine, acting together, are the State’s only two academic health centers and serve the health needs of the entire State; and”.

On page 4, in line 9, strike “cancer”; in the same line, after “mortality” insert “rates for cancer and tobacco-related diseases”.

AMENDMENT NO. 2

On page 5, in line 6, strike “§ 13-1008(F)” and substitute “§13-1008(G)”; after line 18, insert:

“(N) “MINORITY INDIVIDUAL” MEANS A WOMAN OR AN INDIVIDUAL OF AFRICAN AMERICAN, HISPANIC, NATIVE AMERICAN, OR ASIAN DESCENT.”;

in lines 19, 22, 24, 27, 30, 33, and 35, strike “(N)”, “(O)”, “(P)”, “(Q)”, “(R)”, “(S)”, and “(T)”, respectively, and substitute “(O)”, “(P)”, “(Q)”, “(R)”, “(T)”, “(U)”, and “(V)”, respectively; and after line 29, insert:

“(S) (1) “TARGETED MINORITY POPULATION” MEANS A MINORITY POPULATION TO WHICH THE TOBACCO INDUSTRY DISPROPORTIONATELY MARKETED TOBACCO PRODUCTS.

(2) “TARGETED MINORITY POPULATION” INCLUDES:

(I) WOMEN; AND

(II) INDIVIDUALS OF AFRICAN AMERICAN, HISPANIC, NATIVE AMERICAN, AND ASIAN DESCENT.”.

On page 6, in line 2, strike “OR”; in the same line, after “MEDICARE” insert “, OR THE MARYLAND CHILDREN’S HEALTH PROGRAM”; and in line 5, strike “(U)” and substitute “(W)”.

AMENDMENT NO. 3

On page 6, in line 27, strike "PURPOSES OF" and substitute "PURPOSE OF IMPLEMENTING"; in line 28, after "OF" insert "ANY"; and strike beginning with "BY" in line 28 through "CONTRACT" in line 29 and substitute "RECEIVED BY A PERSON UNDER ANY COMPONENT OF THIS PROGRAM".

On page 7, in line 6, after "(3)" insert:

"(I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE DEPARTMENT MAY TRANSFER A MAXIMUM OF 10% OF THE TOTAL AMOUNT OF MONEY THAT IS ALLOCATED TO THE PROGRAM IN THE STATE BUDGET AMONG COMPONENTS OF THE PROGRAM IF THE TRANSFER IS SPECIFICALLY AUTHORIZED IN THE ANNUAL BUDGET BILL AS ENACTED.

(II) THE DEPARTMENT MAY NOT TRANSFER MONEY TO THE ADMINISTRATIVE COMPONENT FROM ANY OTHER COMPONENT OF THE PROGRAM.

(III) IF THE DEPARTMENT TRANSFERS ANY MONEY AMONG THE COMPONENTS OF THE PROGRAM AS AUTHORIZED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE DEPARTMENT SHALL REPORT THE TRANSFER TO THE SENATE BUDGET AND TAXATION COMMITTEE, SENATE FINANCE COMMITTEE, HOUSE APPROPRIATIONS COMMITTEE, AND HOUSE ENVIRONMENTAL MATTERS COMMITTEE WITHIN 60 DAYS OF THE TRANSFER.

(IV) THE DEPARTMENT MAY TRANSFER";

in line 7, strike "MAY BE TRANSFERRED"; in lines 7 and 8, strike "COMPONENT OF THE PROGRAM, ANOTHER"; in lines 10 and 11, strike "(I)" and "(II)", respectively, and substitute "1." and "2.", respectively; in line 27, after "COMMITTEE" insert a comma; in the same line, strike the second "THE"; and in line 28, strike "THE"; in the same line, strike "THE".

AMENDMENT NO. 4

On page 8, in line 27, after "UNDER" insert "THE AGE OF"; in line 28, strike "OF AGE"; in line 31, after "UNDER" insert "THE AGE OF"; and in the same line, strike "OF AGE".

(Over)

On page 9, in line 8, after “UNDER” insert “THE AGE OF”; in the same line, after “18” insert “YEARS”; in the same line, strike “OF THE”; in lines 8 and 9, strike “MEMBERS OVER AGE 18” and substitute “MEMBER WHO IS AT LEAST 18 YEARS OLD”; after line 10, insert:

“(VII) THE NUMBER AND PERCENTAGE OF INDIVIDUALS WHO, WITHIN AN ESTABLISHED AMOUNT OF TIME BEFORE THE START OF THE BASELINE TOBACCO STUDY, STARTED TO SMOKE OR OTHERWISE USE TOBACCO PRODUCTS;”;

in lines 11 and 17, strike “(VII)” and “(VIII)”, respectively, and substitute “(VIII)” and “(IX)”, respectively; in line 15, after the comma insert “AS DETERMINED BY THE DEPARTMENT,”; and in lines 24 and 25, strike “LOCAL SCHOOL DISTRICTS” and substitute “COUNTY BOARDS OF EDUCATION”.

AMENDMENT NO. 5

On page 10, after line 12, insert:

“(5) (I) THE DEPARTMENT SHALL USE THE CRITERIA ESTABLISHED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH AS A GUIDE IN ADMINISTERING THE REQUEST FOR PROPOSAL PROCESS FOR THE BASELINE TOBACCO STUDY.

(II) THE DEPARTMENT SHALL GIVE PREFERENCE TO AN ENTITY THAT:

1. IS A MARYLAND-BASED VENDOR;
2. HAS PREVIOUS WORK EXPERIENCE RELATING TO TOBACCO OR HEALTH ACTIVITIES;
3. HAS PREVIOUS WORK EXPERIENCE RELATING TO YOUTH AND ADOLESCENTS;
4. DEMONSTRATES A CAPABILITY FOR INNOVATIVE ACTIVITIES AND USE OF STATE-OF-THE-ART TECHNOLOGIES;

5. HAS DEMONSTRATED THE ABILITY TO PROVIDE CULTURALLY-SPECIFIC AND EFFECTIVE SERVICES TO TARGETED MINORITY POPULATIONS;

6. HAS PREVIOUS WORK EXPERIENCE WITH THE PUBLIC SECTOR;

7. DEMONSTRATES PERFORMANCE IN THE SPECIFIC CONTENT AREA FOR AT LEAST 3 YEARS;

8. HAS PREVIOUS WORK EXPERIENCE WITH RURAL OR URBAN COMMUNITIES;

9. WILL MAXIMIZE THE USE OF STATE FUNDS THROUGH THE USE OF PREEXISTING MATERIALS, FUNDING PARTNERSHIPS, AND RESOURCE MATCHING; AND

10. HAS NO HISTORY OF WORKING FOR THE TOBACCO INDUSTRY.”;

in line 13, after “(F)” insert “ON OR BEFORE JANUARY 1, 2001,”; in line 29, strike “AND (3)” and substitute “THROUGH (4)”; and after line 35, insert:

“(4) THE DEPARTMENT SHALL USE THE CRITERIA ESTABLISHED IN §13-1003(E)(5) OF THIS SUBTITLE AS A GUIDE IN ADMINISTERING THE REQUEST FOR PROPOSAL PROCESS.”.

AMENDMENT NO. 6

On page 11, in line 1, after “(D)” insert “ON OR BEFORE SEPTEMBER 1 OF EACH YEAR”; in line 12, strike “INSURE” and substitute “ENSURE”; in line 14, strike the colon; in line 15, strike “(1)”; strike beginning with “PROGRAMS” in line 15 through “SUBTITLE” in line 21 and substitute “STATEWIDE ANTI-TOBACCO INITIATIVES THAT ARE CONSISTENT WITH”

(Over)

THE FINDINGS AND RECOMMENDATIONS OF THE TASK FORCE REPORT AND THE RECOMMENDATIONS OF THE CENTERS FOR DISEASE CONTROL AND PREVENTION REGARDING BEST PRACTICES FOR COMPREHENSIVE TOBACCO CONTROL PROGRAMS AS THEY RELATE TO STATEWIDE PROGRAMS, INCLUDING PROGRAMS THAT SUPPORT THE IMPLEMENTATION OF THE LOCAL PUBLIC HEALTH COMPONENT”;

in line 22, after “(D)” strike “IF” and substitute “(1) TO IMPLEMENT THIS SECTION,”; in the same line, strike “ISSUES” and substitute “MAY ISSUE”; in the same line, strike “DISTRIBUTES” and substitute “DISTRIBUTE”; in line 23, strike “ENTERS” and substitute “ENTER”; strike beginning with “AS” in line 23 through the comma in line 24 and substitute “.”

(2)”;

and after line 27, insert:

“(3) IF THE DEPARTMENT ISSUES A REQUEST FOR PROPOSAL TO SELECT AN ENTITY TO IMPLEMENT AN INITIATIVE UNDER THIS SECTION, THE DEPARTMENT SHALL USE THE CRITERIA ESTABLISHED IN § 13-1003(E)(5) OF THIS SUBTITLE AS A GUIDE IN ADMINISTERING THE REQUEST FOR PROPOSAL PROCESS.”.

On page 12, in line 18, after “INCLUDE” insert “TOBACCO USE PREVENTION AND CESSATION COMPONENTS OF”; and strike beginning with “WITH” in line 20 through “SMOKE” in line 23.

On page 13, in lines 16 and 17, in each instance, strike “EIGHTEEN” and substitute “18 YEARS”.

AMENDMENT NO. 7

On page 15, in line 5, strike “AND”; after line 5, insert:

“(10) ALLOCATE RESOURCES IN A MANNER THAT IS CONSISTENT WITH:

(I) THE NEEDS OF DIFFERENT POPULATIONS IN THE COUNTY,

INCLUDING TARGETED MINORITY POPULATIONS, AS IDENTIFIED IN THE BASELINE TOBACCO STUDY AND ANNUAL TOBACCO STUDIES; AND

(II) THE RECOMMENDATIONS OF THE CENTERS FOR DISEASE CONTROL AND PREVENTION REGARDING BEST PRACTICES FOR A COMPREHENSIVE TOBACCO CONTROL PROGRAM; AND”;

in line 6, strike “(10)” and substitute “(11)”;

“(D) IF A COMPREHENSIVE PLAN FOR TOBACCO USE PREVENTION AND CESSATION DOES NOT ALLOCATE RESOURCES IN A MANNER THAT IS CONSISTENT WITH THE RECOMMENDATIONS OF THE CENTERS FOR DISEASE CONTROL AND PREVENTION REGARDING BEST PRACTICES FOR A COMPREHENSIVE TOBACCO CONTROL PROGRAM, THE PLAN SHALL:

(1) STATE THE REASON FOR NOT ALLOCATING RESOURCES IN THIS MANNER; AND

(2) IDENTIFY THE EXTENT TO WHICH OTHER RESOURCES ASSIST THE COUNTY IN MEETING THIS REQUIREMENT.”;

and in lines 8, 12, and 15, strike “(D)”, “(E)”, and “(F)”, respectively, and substitute “(E)”, “(F)”, and “(G)”, respectively.

AMENDMENT NO. 8

On page 15, in line 26, after “(2)” insert “SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION,”; and after line 27, insert:

“(3) IF THE DEPARTMENT DETERMINES THAT IT IS NECESSARY TO DESIGNATE A PERSON OTHER THAN THE LOCAL HEALTH OFFICER TO COORDINATE A COUNTY’S TOBACCO USE PREVENTION AND CESSATION EFFORTS, THE DEPARTMENT MAY DESIGNATE THE DEPARTMENT AS THE ENTITY THAT WILL COORDINATE THE COUNTY’S EFFORTS.”.

(Over)

AMENDMENT NO. 9

On page 16, in line 25, after "LOCAL" insert "HOSPITALS, CLINICS, PHYSICIANS, AND OTHER"; in line 29, strike "AND"; and after line 30, insert:

"(IX) HOSPITALS AND OTHER ENTITIES LOCATED OUTSIDE THE COUNTY THAT COULD ENHANCE THE COUNTY'S TOBACCO USE PREVENTION AND CESSATION EFFORTS; AND".

AMENDMENT NO. 10

On page 17, in line 26, strike "AND"; after line 26, insert:

"(2) THE PLAN ALLOCATES RESOURCES IN A MANNER THAT IS CONSISTENT WITH THE NEEDS OF THE DIFFERENT POPULATIONS IN THE COUNTY, INCLUDING TARGETED MINORITY POPULATIONS, AS IDENTIFIED IN THE BASELINE TOBACCO STUDY AND ANNUAL TOBACCO STUDIES;

(3) THE PLAN ALLOCATES RESOURCES IN A MANNER THAT IS CONSISTENT WITH THE RECOMMENDATIONS OF THE CENTERS FOR DISEASE CONTROL AND PREVENTION REGARDING BEST PRACTICES FOR A COMPREHENSIVE TOBACCO CONTROL PROGRAM OR STATES A REASON FOR NOT MEETING THIS REQUIREMENT AND IDENTIFIES OTHER RESOURCES THAT, TAKEN TOGETHER, MEET THIS REQUIREMENT; AND";

and in line 27, strike "(2)" and substitute "(4)".

On page 18, in line 16, after "COMPONENT" insert "AND NO LATER THAN JANUARY 1, 2001".

AMENDMENT NO. 11

On page 19, after line 6, insert:

"(4) IF THE DEPARTMENT ISSUES A REQUEST FOR PROPOSAL TO SELECT AN ENTITY TO IMPLEMENT ANY PART OF THE COUNTER-MARKETING AND MEDIA

COMPONENT, THE DEPARTMENT SHALL USE THE CRITERIA ESTABLISHED IN § 13-1003(E)(5) OF THIS SUBTITLE AS A GUIDE IN ADMINISTERING THE REQUEST FOR PROPOSAL PROCESS.”;

in line 12, strike “AND”; in line 16, after “ENTITY” insert “; AND

(3) COORDINATING THE PURCHASE OF BROADCAST TIME WITH OTHER STATES”;

in line 22, after “FUND” insert “IF THE RESTRICTIONS ARE INCONSISTENT WITH THE PURPOSES OF THIS SUBTITLE”; and in line 23, after “(H)” insert “ON OR BEFORE SEPTEMBER 1 OF EACH YEAR.”.

AMENDMENT NO. 12

On page 19, in line 30, after “STRUCTURE” insert “IN THE DEPARTMENT”; strike beginning with “OF” in line 35 through “COSTS” in line 36; and strike beginning with the comma in line 36 through “THE” in line 39 and substitute “IN ADMINISTERING THE”.

On page 20, in line 5, strike “THE OTHER COMPONENTS OF”; strike in their entirety lines 6 through 13; and after line 13, insert:

“(E) A COUNTY THAT RECEIVES FUNDS UNDER A LOCAL PUBLIC HEALTH TOBACCO GRANT, A PERSON WHO RECEIVES FUNDS UNDER A LOCAL PUBLIC HEALTH TOBACCO GRANT, AND ANY OTHER PERSON WHO RECEIVES FUNDS UNDER ANY COMPONENT OF THE PROGRAM MAY NOT USE MORE THAN 7% OF THE FUNDS TO COVER ADMINISTRATIVE COSTS.”.

AMENDMENT NO. 13

On page 21, after line 3, insert:

“(J) “FEDERALLY QUALIFIED HEALTH CENTER” HAS THE MEANING STATED IN 42 U.S.C. § 254B.”;

in lines 4, 7, 11, 14, 16, 31, and 34, strike “(J)”, “(K)”, “(L)”, “(M)”, “(N)”, “(S)”, and “(T)”, respectively, and substitute “(K)”, “(L)”, “(M)”, “(N)”, “(O)”, “(P)”, and “(R)”, respectively; in line 9, after “§ 13-1109(G)” insert “OR § 13-1115(I)”; strike in their entirety lines 21 through 30; and after line 33, insert:

“(Q) “MINORITY INDIVIDUAL” MEANS A WOMAN OR AN INDIVIDUAL OF AFRICAN AMERICAN, HISPANIC, NATIVE AMERICAN, OR ASIAN DESCENT.”.

On page 22, in lines 1, 3, 6, 9, 12, 15, 18, 21, and 26, strike “(U)”, “(V)”, “(W)”, “(X)”, “(Y)”, “(Z)”, “(AA)”, “(BB)”, and “(CC)”, respectively, and substitute “(S)”, “(T)”, “(U)”, “(BB)”, “(CC)”, “(DD)”, “(EE)”, “(GG)”, and “(HH)”, respectively; after line 8, insert:

“(V) “STATEWIDE ACADEMIC HEALTH CENTER” MEANS THE UNIVERSITY OF MARYLAND MEDICAL GROUP OR THE JOHNS HOPKINS INSTITUTIONS.

“(W) “STATEWIDE ACADEMIC HEALTH CENTER CANCER RESEARCH GRANT” MEANS A GRANT THAT IS DISTRIBUTED UNDER § 13-1116 OF THIS SUBTITLE.

“(X) “STATEWIDE ACADEMIC HEALTH CENTER COMPONENT” MEANS THE COMPONENT ESTABLISHED UNDER § 13-1114 OF THIS SUBTITLE.

“(Y) “STATEWIDE ACADEMIC HEALTH CENTER NETWORK GRANT” MEANS THE GRANT THAT IS DISTRIBUTED UNDER § 13-1118 OF THIS SUBTITLE.

“(Z) “STATEWIDE ACADEMIC HEALTH CENTER PUBLIC HEALTH GRANT” MEANS A GRANT THAT IS DISTRIBUTED UNDER § 13-1115 OF THIS SUBTITLE.

“(AA) “STATEWIDE ACADEMIC HEALTH CENTER TOBACCO-RELATED DISEASES RESEARCH GRANT” MEANS A GRANT THAT IS DISTRIBUTED UNDER § 13-1017 OF THIS SUBTITLE.”;

after line 20, insert:

“(FF) “TOBACCO-RELATED DISEASES” MEANS CARDIOVASCULAR DISEASE,

CHRONIC PULMONARY DISEASE, PERIPHERAL VASCULAR DISEASE, STROKE, AND INFANT MORTALITY DUE TO LOW BIRTH WEIGHT.”;

in line 28, strike “OR”; in the same line, after “MEDICARE” insert “, OR THE MARYLAND CHILDREN’S HEALTH PROGRAM”; and in line 31, strike “(DD)” and substitute “(II)”.

AMENDMENT NO. 14

On page 23, strike beginning with the first “TO” in line 2 through “TREATMENT” in line 3; in line 4, strike “CANCER”; in line 5, after “MORBIDITY” insert “RATES FOR CANCER AND TOBACCO-RELATED DISEASES”; in line 11, strike “MEDICAL INSTITUTION” and substitute “STATEWIDE ACADEMIC HEALTH CENTER”; in line 18, strike “PURPOSES OF” and substitute “PURPOSE OF IMPLEMENTING”; in line 19, after “OF” insert “ANY”; strike beginning with “BY” in line 19 through “CONTRACT” in line 20 and substitute “RECEIVED BY A PERSON UNDER ANY COMPONENT OF THE PROGRAM”; in line 31, after “(3)” insert:

“(I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE DEPARTMENT MAY TRANSFER A MAXIMUM OF 10% OF THE TOTAL AMOUNT OF MONEY THAT IS ALLOCATED TO THE PROGRAM AMONG THE COMPONENTS OF THE PROGRAM IF THE TRANSFER IS SPECIFICALLY AUTHORIZED IN THE ANNUAL BUDGET BILL AS ENACTED.

“(II) THE DEPARTMENT MAY NOT TRANSFER FUNDS TO THE STATEWIDE ACADEMIC HEALTH CENTER COMPONENT OR THE ADMINISTRATIVE COMPONENT FROM ANY OTHER COMPONENT OF THE PROGRAM.

“(III) IF THE DEPARTMENT TRANSFERS ANY MONEY AMONG THE COMPONENTS OF THE PROGRAM AS AUTHORIZED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE DEPARTMENT SHALL REPORT THE TRANSFER TO THE SENATE BUDGET AND TAXATION COMMITTEE, SENATE FINANCE COMMITTEE, HOUSE APPROPRIATIONS COMMITTEE, AND HOUSE ENVIRONMENTAL MATTERS COMMITTEE WITHIN 60 DAYS AFTER THE TRANSFER.

“(IV) THE DEPARTMENT MAY TRANSFER”;

(Over)

in line 32, strike "MAY BE TRANSFERRED"; in lines 32 and 33, strike "COMPONENT OF THE PROGRAM, ANOTHER"; in line 33, strike "DEPARTMENT," and substitute "DEPARTMENT"; and in line 35, strike "(I)" and substitute "1.".

On page 24, in line 1, strike "(II)" and substitute "2."; in lines 17 and 18, in each instance, strike "THE"; and in line 18, strike "THE".

AMENDMENT NO. 15

On page 26, after line 2, insert:

"(5) THE NUMBER OF IDENTIFIABLE CANCERS WITH A HIGH INCIDENCE IN THE STATE FOR WHICH THERE ARE EFFECTIVE METHODS OF:

(I) EARLY DETECTION; AND

(II) PREVENTION AND TREATMENT AFTER DETECTION;"

in lines 3 and 5, strike "(5)" and "(6)", respectively, and substitute "(6)" and "(7)", respectively; in line 29, after "(G)" insert "ON OR BEFORE SEPTEMBER 1, 2000.".

On page 27, in line 16, after "(E)" insert "ON OR BEFORE SEPTEMBER 1 OF EACH YEAR.".

AMENDMENT NO. 16

On page 28, in line 4, strike "INSURE" and substitute "ENSURE"; in line 6, strike the colon; in line 7, strike "(1)"; strike beginning with "PROGRAMS" in line 7 through "SUBTITLE" in line 13 and substitute "STATEWIDE ANTI-CANCER INITIATIVES THAT ARE CONSISTENT WITH THE FINDINGS AND RECOMMENDATIONS OF THE TASK FORCE REPORT, INCLUDING PROGRAMS THAT SUPPORT THE IMPLEMENTATION OF THE LOCAL PUBLIC HEALTH COMPONENT OF THE PROGRAM".

On page 30, in line 11, strike "MEDICAL INSTITUTION" and substitute "STATEWIDE ACADEMIC HEALTH CENTER".

AMENDMENT NO. 17

On page 31, in line 19, after "TREATMENT" insert "OR LINKAGES TO NECESSARY TREATMENT".

On page 32, in line 5, strike "AND"; after line 5, insert:

"(11) DEMONSTRATE THAT PRIORITY CONSIDERATION WAS GIVEN TO PERSONS, INCLUDING FEDERALLY QUALIFIED HEALTH CENTERS, THAT HAVE DEMONSTRATED A COMMITMENT TO PROVIDING CANCER PREVENTION, EDUCATION, SCREENING, AND TREATMENT SERVICES TO UNINSURED INDIVIDUALS IN THE COUNTY AND A PROVEN ABILITY TO DO SO; AND";

in lines 6, 8, 12, and 15, strike "(11)", "(E)", "(F)", and "(G)", respectively, and substitute "(12)", "(F)", "(G)", and "(H)", respectively; after line 7, insert:

"(E) (1) IN ADDITION TO THE REQUIREMENTS OF SUBSECTION (D) OF THIS SECTION, IN MONTGOMERY AND PRINCE GEORGE'S COUNTIES, THE COMMUNITY HEALTH COALITION, ACTING JOINTLY AND IN CONSULTATION WITH THE STATEWIDE ACADEMIC HEALTH CENTERS, SHALL DEVELOP A SPECIFIC PLAN AS TO HOW THE EXPERTISE OF THE STATEWIDE ACADEMIC HEALTH CENTERS WILL BE USED TO ASSIST THE COMMUNITY HEALTH COALITION IN ACHIEVING THE GOALS ESTABLISHED FOR THE COUNTY UNDER § 13-1108 OF THIS SUBTITLE AS THEY RELATE TO ENHANCING THE CAPACITY FOR CANCER SCREENING AND TREATMENT AT ONE OR MORE MAJOR COMMUNITY HOSPITALS IN THE COUNTY.

(2) IN ADDITION TO THE REQUIREMENTS OF SUBSECTION (D) OF THIS SECTION, IN BALTIMORE COUNTY, THE COMPREHENSIVE PLAN FOR CANCER PREVENTION, EDUCATION, SCREENING, AND TREATMENT SHALL INCLUDE A SPECIFIC PLAN AS TO HOW THE MAJOR COMMUNITY HOSPITAL OR HOSPITALS THAT ARE INCLUDED IN THE COMMUNITY HEALTH COALITION, AS REQUIRED UNDER § 13-1111 OF THIS SUBTITLE, WILL BE USED TO ACHIEVE THE GOALS ESTABLISHED FOR THE COUNTY UNDER § 13-1108 OF THIS SUBTITLE AS THEY RELATE TO ENHANCING THE CAPACITY FOR CANCER SCREENING AND TREATMENT IN THE COUNTY."

(Over)

in line 27, after “(2)” insert “SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION.”; and after line 28, insert:

“(3) IF THE DEPARTMENT DETERMINES THAT IT IS NECESSARY TO DESIGNATE A PERSON OTHER THAN THE LOCAL HEALTH OFFICER TO COORDINATE A COUNTY’S CANCER PREVENTION, EDUCATION, SCREENING, AND TREATMENT EFFORTS, THE DEPARTMENT MAY DESIGNATE THE DEPARTMENT AS THE ENTITY THAT WILL COORDINATE THE COUNTY’S EFFORTS.”.

AMENDMENT NO. 18

On page 33, in line 24, after “(A)” insert “(1)”; in lines 26 and 28, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; and after line 32, insert:

“(2) (I) IN ADDITION TO THE REQUIREMENTS OF PARAGRAPH (1) OF THIS SUBSECTION, IN BALTIMORE CITY AND IN BALTIMORE, MONTGOMERY, AND PRINCE GEORGE’S COUNTIES, THE COMMUNITY HEALTH COALITION SHALL INCLUDE REPRESENTATIVES OF THE MAJOR COMMUNITY HOSPITALS THAT TREAT COUNTY RESIDENTS WITH TARGETED CANCERS.

(II) IN BALTIMORE, MONTGOMERY, AND PRINCE GEORGE’S COUNTIES, THE LOCAL HEALTH OFFICER, IN CONSULTATION WITH THE DEPARTMENT, SHALL DETERMINE WHETHER A HOSPITAL IS A MAJOR COMMUNITY HOSPITAL BASED ON THE FOLLOWING FACTORS:

1. THE NUMBER OF COUNTY RESIDENTS WITH TARGETED CANCERS WHO ARE SERVED BY THE HOSPITAL;

2. WHETHER THE HOSPITAL HAS SPECIAL EXPERTISE IN TREATING TARGETED CANCERS;

3. WHETHER THE HOSPITAL HAS DEMONSTRATED A COMMITMENT TO TREATING UNINSURED INDIVIDUALS; AND

4. THE NUMBER OF RESEARCH ACTIVITIES CONDUCTED BY

THE HOSPITAL THAT RELATE TO TARGETED CANCERS AND THE AMOUNT OF FUNDING FOR THESE ACTIVITIES.

(III) IN BALTIMORE CITY, THE UNIVERSITY OF MARYLAND MEDICAL GROUP AND THE JOHNS HOPKINS INSTITUTIONS, ACTING JOINTLY IN COLLABORATION WITH THE BALTIMORE CITY HEALTH DEPARTMENT, IN CONSULTATION WITH THE DEPARTMENT, SHALL DETERMINE WHETHER A HOSPITAL IS A MAJOR COMMUNITY HOSPITAL BASED ON THE FACTORS LISTED UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH.”.

AMENDMENT NO. 19

On page 34, in line 5, strike “AND”; after line 6, insert:

“(V) HOSPITALS AND OTHER ENTITIES LOCATED OUTSIDE THE COUNTY THAT COULD ENHANCE THE COUNTY’S CANCER PREVENTION, EDUCATION, SCREENING, AND TREATMENT EFFORTS; AND”.

AMENDMENT NO. 20

On page 35, in lines 15 and 16, in each instance, strike “MEDICAL INSTITUTION” and substitute “STATEWIDE ACADEMIC HEALTH CENTER”; in line 17, strike “ANTI CANCER INITIATIVES IN”; in the same line, after the second “THE” insert “PROGRAM”; in line 18, strike “STATE”; in lines 28 and 29 and 30, in each instance, strike “MEDICAL INSTITUTION” and substitute “STATEWIDE ACADEMIC HEALTH CENTER”; in line 32, strike “MEDICAL INSTITUTION” and substitute “STATEWIDE ACADEMIC HEALTH CENTER CANCER”; in line 33, strike “AND”; after line 33, insert:

“(3) A STATEWIDE ACADEMIC HEALTH CENTER TOBACCO-RELATED DISEASES RESEARCH GRANT, AS PROVIDED UNDER § 13-1117 OF THIS SUBTITLE; AND”;

in line 34, strike “(3) A MEDICAL INSTITUTION” and substitute “(4) A STATEWIDE ACADEMIC HEALTH CENTER”; and in line 35, strike “13-1117” and substitute “13-1118”.

AMENDMENT NO. 21

On page 36, strike lines 1 through 19 in their entirety and substitute:

“(D) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE UNIVERSITY OF MARYLAND MEDICAL GROUP AND THE JOHNS HOPKINS INSTITUTIONS, AT THE REQUEST OF A COMMUNITY HEALTH COALITION IN MONTGOMERY OR PRINCE GEORGE’S COUNTY, AS PROVIDED UNDER § 13-1109(E) OF THIS SUBTITLE, SHALL COLLABORATE WITH THE COMMUNITY HEALTH COALITION FOR THE PURPOSE OF DEVELOPING AND IMPLEMENTING A SPECIFIC PLAN AS TO HOW THE EXPERTISE OF THE INSTITUTION WILL BE USED TO ASSIST THE COMMUNITY HEALTH COALITION IN ACHIEVING THE GOALS ESTABLISHED FOR THE COUNTY UNDER § 13-1108 OF THIS SUBTITLE AS THEY RELATE TO ENHANCING THE CAPACITY FOR CANCER SCREENING AND TREATMENT AT ONE OR MORE MAJOR COMMUNITY HOSPITALS IN THE COUNTY.

(2) PARAGRAPH (1) OF THIS SUBSECTION DOES NOT APPLY WITH RESPECT TO THE IMPLEMENTATION OF A PLAN UNLESS FUNDS ARE SPECIFICALLY ALLOCATED IN THE STATE BUDGET FOR THIS PURPOSE.

(E) THE UNIVERSITY OF MARYLAND MEDICAL GROUP AND THE JOHNS HOPKINS INSTITUTIONS SHALL COORDINATE THEIR EFFORTS WITH REGARD TO INITIATIVES THAT ARE FUNDED WITH GRANTS THAT ARE DISTRIBUTED UNDER THE STATEWIDE ACADEMIC HEALTH CENTER COMPONENT TO MAXIMIZE THE BENEFITS RECEIVED FROM THE USE OF THESE GRANT FUNDS AND TO ELIMINATE UNNECESSARY DUPLICATION OF EFFORTS.”.

AMENDMENT NO. 22

On page 36, in lines 26 and 28, in each instance, strike “MEDICAL INSTITUTION” and substitute “STATEWIDE ACADEMIC HEALTH CENTER”; in line 32, after the semicolon insert “AND”; in line 36, strike “; AND”; and in line 38, strike “MEDICAL INSTITUTION” and substitute “STATEWIDE ACADEMIC HEALTH CENTER”.

On page 37, in line 18, strike “MEDICAL INSTITUTION” and substitute “STATEWIDE ACADEMIC HEALTH CENTER”.

On page 38, in line 19, after “TREATMENT” insert “OR LINKAGES TO NECESSARY”

TREATMENT"; and in lines 27, 33, and 39, in each instance, strike "MEDICAL INSTITUTION" and substitute "STATEWIDE ACADEMIC HEALTH CENTER".

On page 39, in line 9, strike "AND"; after line 9, insert:

"(12) DEMONSTRATE THAT PRIORITY CONSIDERATION WAS GIVEN TO PERSONS, INCLUDING FEDERALLY QUALIFIED HEALTH CENTERS, THAT HAVE A DEMONSTRATED COMMITMENT TO PROVIDING CANCER PREVENTION, EDUCATION, SCREENING, AND TREATMENT SERVICES TO UNINSURED INDIVIDUALS IN THE CITY AND A PROVEN ABILITY TO DO SO;

(13) INCLUDE A SPECIFIC PLAN AS TO HOW THE MAJOR COMMUNITY HOSPITAL OR HOSPITALS THAT ARE INCLUDED IN THE COMMUNITY HEALTH COALITION, AS REQUIRED UNDER § 13-1111 OF THIS SUBTITLE, WILL BE USED TO ACHIEVE THE GOALS ESTABLISHED FOR BALTIMORE CITY UNDER § 13-1108 OF THIS SUBTITLE AS THEY RELATE TO ENHANCING THE CAPACITY FOR CANCER SCREENING AND TREATMENT IN THE CITY; AND";

and in line 10, strike "(12)" and substitute "(14)".

AMENDMENT NO. 23

On page 39, in lines 12, 17, and 38, strike "(E)", "(F)", and "(G)", respectively, and substitute "(D)", "(E)", and "(F)", respectively; in line 12, strike "MEDICAL INSTITUTION" and substitute "STATEWIDE ACADEMIC HEALTH CENTER"; in line 38, strike "MEDICAL INSTITUTION" and substitute "STATEWIDE ACADEMIC HEALTH CENTER".

On page 40, in lines 15, 20, 25, 30, 33, and 34, in each instance, strike "MEDICAL INSTITUTION" and substitute "STATEWIDE ACADEMIC HEALTH CENTER"; in line 38, after "DEPARTMENT" insert "OR ANOTHER PERSON DESIGNATED BY THE DEPARTMENT".

AMENDMENT NO. 24

On page 41, in line 1, after "DEPARTMENT" insert "OR OTHER PERSON"; after line 2, insert:

(Over)

“(6) SUBJECT TO PARAGRAPH (7) OF THIS SUBSECTION, THE DEPARTMENT SHALL ESTABLISH PROCEDURES FOR MAKING A DESIGNATION UNDER THIS SUBSECTION.

(7) IF THE DEPARTMENT DETERMINES THAT IT IS NECESSARY TO DESIGNATE A PERSON OTHER THAN THE BALTIMORE CITY HEALTH DEPARTMENT TO COORDINATE THE CITY’S CANCER PREVENTION, EDUCATION, SCREENING, AND TREATMENT EFFORTS AS AUTHORIZED UNDER THIS SUBSECTION, THE DEPARTMENT MAY DESIGNATE THE DEPARTMENT AS THE ENTITY THAT WILL COORDINATE THE CITY’S EFFORTS.”;

in lines 3, 26, and 36, strike “(H)”, “(I)”, and “(J)”, respectively, and substitute “(G)”, “(H)”, and “(I)”, respectively; in lines 4 and 5 and 17, in each instance, strike “MEDICAL INSTITUTION” and substitute “STATEWIDE ACADEMIC HEALTH CENTER”; in line 21, strike “TARGET” and substitute “TARGETED”; in lines 27 and 31, in each instance, strike “MEDICAL INSTITUTION” and substitute “STATEWIDE ACADEMIC HEALTH CENTER”.

AMENDMENT NO. 25

On page 42, in line 5, strike “MEDICAL INSTITUTION” and substitute “STATEWIDE ACADEMIC HEALTH CENTER”; in line 10, strike “(G)” and substitute “(F)”; and in lines 13, 19, 22 and 23, and 33, in each instance, strike “MEDICAL INSTITUTION” and substitute “STATEWIDE ACADEMIC HEALTH CENTER CANCER”.

AMENDMENT NO. 26

On page 43, in line 6, strike “ESTABLISHES”; in line 7, after “(I)” insert “ESTABLISHES”; in line 10, strike “MEDICAL INSTITUTION” and substitute “STATEWIDE ACADEMIC HEALTH CENTER CANCER”; in line 11, after “(II)” insert “ESTABLISHES”; in line 13, after “TRIALS” insert “; AND”

(III) TO THE EXTENT CONSISTENT WITH FEDERAL AND STATE LAW, REFLECTS THE INTELLECTUAL PROPERTY POLICIES OF THE STATEWIDE ACADEMIC HEALTH CENTER”;

in lines 19 and 34, in each instance, strike “MEDICAL INSTITUTION” and substitute

“STATEWIDE ACADEMIC HEALTH CENTER”; after line 32, insert:

“13-1117.

(A) (1) SUBJECT TO THE OTHER PROVISIONS OF THIS SECTION, THE DEPARTMENT MAY DISTRIBUTE A STATEWIDE ACADEMIC HEALTH CENTER TOBACCO-RELATED DISEASES RESEARCH GRANT TO THE UNIVERSITY OF MARYLAND MEDICAL GROUP FOR THE PURPOSE OF ENHANCING RESEARCH ACTIVITIES THAT MAY LEAD TO A REDUCTION IN MORBIDITY AND MORTALITY RATES FOR TOBACCO-RELATED DISEASES IN THE STATE.

(2) THIS SECTION MAY NOT BE IMPLEMENTED UNTIL FUNDS ARE SPECIFICALLY ALLOCATED IN THE STATE BUDGET FOR THIS PURPOSE.

(B) A TOBACCO-RELATED DISEASES RESEARCH GRANT MAY BE USED TO CONDUCT RESEARCH IN THE FOLLOWING AREAS:

(1) HEALTH SERVICES RESEARCH TO DETERMINE:

(I) BEST METHODS OF DELIVERING SERVICES TO DIVERSE POPULATIONS;

(II) FACTORS AND POLICIES THAT FACILITATE DELIVERY OF HEALTH CARE SERVICES; AND

(III) FACTORS THAT INHIBIT DELIVERY OF SERVICES, INCLUDING PHYSICAL, CULTURAL, ECONOMIC, AND SOCIAL FACTORS, WITH THE GOAL OF DETERMINING APPROPRIATE METHODS TO INCREASE PARTICIPATION OF INDIVIDUALS IN MEDICALLY UNDERSERVED POPULATIONS IN CLINICAL TRIALS;

(2) TRANSLATIONAL RESEARCH; AND

(3) CLINICAL RESEARCH.

(Over)

(C) BEFORE RECEIVING A TOBACCO-RELATED DISEASES RESEARCH GRANT, THE UNIVERSITY OF MARYLAND MEDICAL SYSTEM SHALL:

(1) SUBMIT A TOBACCO-RELATED DISEASES RESEARCH PLAN THAT:

(I) PROVIDES A DETAILED PLAN AS TO HOW THE TOBACCO-RELATED DISEASES RESEARCH GRANT WILL BE SPENT;

(II) PROVIDES A COMPLETE INVENTORY OF PREVENTION, EDUCATION, SCREENING, TREATMENT, AND RESEARCH ACTIVITIES RELATING TO TOBACCO-RELATED DISEASES THAT ARE CURRENTLY BEING CONDUCTED BY THE INSTITUTION, INCLUDING A BREAKDOWN OF THE TYPES OF TOBACCO-RELATED DISEASES TO WHICH THESE ACTIVITIES RELATE;

(III) SPECIFIES THE SOURCE AND AMOUNT OF FUNDING FOR ALL OF THE EDUCATION, SCREENING, TREATMENT, AND RESEARCH ACTIVITIES RELATING TO TOBACCO-RELATED DISEASES THAT ARE IDENTIFIED UNDER ITEM (II) OF THIS ITEM;

(IV) DEMONSTRATES THAT ANY EARLY DETECTION OR SCREENING PROGRAM THAT IS OR WILL BE FUNDED UNDER THE TOBACCO-RELATED DISEASES RESEARCH GRANT PROVIDES NECESSARY TREATMENT OR LINKAGES TO NECESSARY TREATMENT FOR UNINSURED INDIVIDUALS WHO ARE DIAGNOSED WITH A TOBACCO-RELATED DISEASE AS A RESULT OF THE SCREENING PROCESS;

(V) CERTIFIES THAT THE TOBACCO-RELATED DISEASES RESEARCH ACTIVITIES THAT WILL BE FUNDED BY THE TOBACCO-RELATED DISEASES RESEARCH GRANT HAVE BEEN ENDORSED BY AN INDEPENDENT PEER REVIEW GROUP THAT IS COMPRISED OF EXPERTS IN THE FIELD FROM OUTSIDE THE INSTITUTION WHO WILL NOT BE INVOLVED IN THE RESEARCH;

(VI) IDENTIFIES THE INDIVIDUALS WHO MAKE UP THE

INDEPENDENT PEER REVIEW GROUP; AND

(VII) INCLUDES ANY OTHER INFORMATION THAT IS REQUESTED BY THE DEPARTMENT; AND

(2) ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, THE DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT, AND THE MARYLAND SCIENCE, ENGINEERING, AND TECHNOLOGY DEVELOPMENT CORPORATION THAT:

(I) ESTABLISHES THE SCOPE OF THE STATE'S OWNERSHIP OR OTHER FINANCIAL INTEREST IN THE COMMERCIALIZATION AND OTHER BENEFITS OF THE RESULTS, PRODUCTS, INVENTIONS, AND DISCOVERIES OF TOBACCO-RELATED DISEASES RESEARCH ACTIVITIES FUNDED BY A TOBACCO-RELATED DISEASES RESEARCH GRANT;

(II) ESTABLISHES A PLAN FOR EXPEDITING THE TRANSLATION OF TOBACCO-RELATED DISEASES RESEARCH ACTIVITIES INTO TREATMENT PROTOCOLS AND CLINICAL TRIALS; AND

(III) TO THE EXTENT CONSISTENT WITH FEDERAL AND STATE LAW, REFLECTS THE INTELLECTUAL PROPERTY POLICIES OF THE INSTITUTION.

(D) A MEMORANDUM OF UNDERSTANDING ESTABLISHED UNDER SUBSECTION (C)(2) OF THIS SECTION MAY ALLOW FOR THE SELECTION OF A HIGHER EDUCATION INSTITUTION OR PRIVATE ENTITY TO EXPEDITE THE TRANSLATION OF CANCER RESEARCH ACTIVITIES INTO TREATMENT PROTOCOLS AND CLINICAL TRIALS.

(E) THE DEPARTMENT MAY NOT DISTRIBUTE A TOBACCO-RELATED DISEASES RESEARCH GRANT UNLESS THE DEPARTMENT FIRST DETERMINES THAT:

(1) THE TOBACCO-RELATED DISEASES RESEARCH PLAN WILL HELP ACHIEVE THE STATE'S PUBLIC HEALTH GOALS;

(Over)

(2) THE UNIVERSITY OF MARYLAND MEDICAL GROUP WILL NOT USE ANY PART OF THE GRANT TO SUPPLANT THE FUNDING FOR ANY EXISTING EDUCATION, SCREENING, TREATMENT, AND RESEARCH ACTIVITIES RELATING TO TOBACCO-RELATED DISEASES OR ANY OTHER TYPE OF CURRENT EXPENDITURE BY THE INSTITUTION;

(3) THE GRANT WILL BE USED TO CONDUCT RESEARCH IN THE AREAS SPECIFIED IN SUBSECTION (B) OF THIS SECTION;

(4) THE INSTITUTION HAS EXECUTED A MEMORANDUM OF UNDERSTANDING AS REQUIRED BY SUBSECTION (C)(2) OF THIS SECTION; AND

(5) THE INSTITUTION SATISFIES ANY OTHER REQUIREMENT ESTABLISHED BY THE DEPARTMENT AS A CONDITION OF RECEIVING THE GRANT.

(F) EACH YEAR, THE DEPARTMENT SHALL EVALUATE THE EFFICIENCY AND EFFECTIVENESS OF THE RESEARCH THAT IS CONDUCTED UNDER A TOBACCO-RELATED DISEASES RESEARCH GRANT.”;

and in line 33, strike “13-1117” and substitute “13-1118”.

AMENDMENT NO. 27

On page 44, in line 1, after “CANCERS” insert “AND TOBACCO-RELATED DISEASES”; in line 7, after “CANCERS” insert “AND TOBACCO-RELATED DISEASES”; in lines 12 and 15, in each instance, strike “MEDICAL INSTITUTION” and substitute “STATEWIDE ACADEMIC HEALTH CENTER”; in line 19, strike “13-1118” and substitute “13-1119”; in line 22, after “STRUCTURE” insert “IN THE DEPARTMENT”; strike beginning with “LOCAL” in line 23 through “THE” in line 24; strike beginning with “OF” in line 28 through “COSTS” in line 30; and strike beginning with the comma in line 30 through “PROGRAM” in line 37 and substitute “IN ADMINISTERING THE PROGRAM”.

On page 45, strike beginning with “THE” in line 2 through “OF” in line 3; and strike in their entirety lines 5 through 14 and substitute:

“(E) A COUNTY THAT RECEIVES FUNDS UNDER A LOCAL PUBLIC HEALTH CANCER GRANT, A PERSON WHO RECEIVES FUNDS UNDER A LOCAL PUBLIC HEALTH CANCER GRANT, A STATEWIDE ACADEMIC HEALTH CENTER THAT RECEIVES MONEY UNDER ANY OF THE GRANTS DISTRIBUTED UNDER THE STATEWIDE ACADEMIC HEALTH COMPONENT, AND ANY OTHER PERSON WHO RECEIVES FUNDS UNDER THE PROGRAM MAY NOT USE MORE THAN 7% OF THE FUNDS TO COVER ADMINISTRATIVE COSTS.”.

AMENDMENT NO. 28

On page 47, in line 1, after “(1)” insert “(I)”; in line 3, strike “(2)” and substitute “(II)”; in line 6, strike “(3)” and substitute “(III)”; in line 9, strike “(D)” and substitute “(2)”; in line 11, strike “(1)” and substitute “(I)”; in line 13, strike “(I)” and substitute “1.”; in line 14, strike “(II)” and substitute “2.”; in line 16, strike “(III)” and substitute “3.”; in line 17, strike “(2)” and substitute “(II)”; in line 19, strike “(I)” and substitute “1.”; in line 20, strike “(II)” and substitute “2.”; in line 22, strike “(III)” and substitute “3.”; in line 23, strike “(IV)” and substitute “4.”; in line 24, strike “(V)” and substitute “5.”; in line 25, strike “(VI)” and substitute “7.”; in line 26, strike “(3)” and substitute “(III)”; in line 23, strike “MEDICAL INSTITUTION” and substitute “STATEWIDE ACADEMIC HEALTH CENTER”; in line 24, strike “MEDICAL INSTITUTION” and substitute “STATEWIDE ACADEMIC HEALTH CENTER CANCER”; in the same line, strike “AND”; after line 24, insert:

“6. EACH STATEWIDE ACADEMIC HEALTH CENTER TOBACCO-RELATED DISEASES RESEARCH GRANT; AND”;

and in line 25, strike “MEDICAL INSTITUTION” and substitute “STATEWIDE ACADEMIC HEALTH CENTER”.

AMENDMENT NO. 29

On page 50, in line 8, strike “(g)” and substitute “(f)”; in lines 10, 11, 13, 15, and 18, in each instance, strike “Medical Institution” and substitute “Statewide Academic Health Center”; after line 20, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That notwithstanding § 13-1116 of the

(Over)

Health - General Article, in fiscal years 2001, 2002, and 2003, the Johns Hopkins Institutions may not receive a Statewide Academic Health Center Cancer Research Grant unless the grant will be used for the following purposes: (1) to recruit high-quality faculty in the behavioral research, genetic epidemiology, cancer epidemiology, molecular genetics of cancer, and viral vaccine development fields; (2) retain high-quality faculty, including clinicians and researchers, who contribute to a community-focused cancer research program; or (3) cancer surveillance and epidemiology, including: (i) development of a comprehensive list of cancer-causing agents; (ii) compilation and mapping of sources of exposure; (iii) a focus on the unique cultural and other factors related to delays in treatment and lack of success in care and treatment in underserved urban and rural communities; and (iv) improved understanding of cancer risk factors and how they impact on the State's unique cancer statistics. During fiscal years 2001, 2002, and 2003, the Johns Hopkins Institutions may use no more than two-thirds of the funds received under a Statewide Academic Health Center Cancer Research Grant for items (1) and (2) of this section. As a condition of receiving a Statewide Academic Health Center Cancer Research Grant, the Johns Hopkins Institutions shall agree to use any applicable information obtained under item (3) of this section to enhance the Maryland Cancer Registry. In order to receive a Statewide Academic Health Center Cancer Research Grant in fiscal years 2001, 2002, and 2003, the Johns Hopkins Institutions shall comply with the grant application requirements of § 13-1116 of the Health - General Article. However, during fiscal years 2001, 2002, and 2003, the grant application requirements of § 13-1116 of the Health - General Article shall be modified by the Department as necessary to reflect the requirements of this section.

SECTION 4. AND BE IT FURTHER ENACTED, That, notwithstanding § 13-1117 of the Health - General Article, the Department of Health and Mental Hygiene may not distribute a Statewide Academic Health Center Tobacco-Related Diseases Research Grant in fiscal year 2001. In subsequent fiscal years, the Department may distribute a Statewide Academic Health Center Tobacco-Related Diseases Research Grant only if funds are specifically allocated for this purpose in the State budget. It is the intent of the General Assembly that the Governor include funds in the State budget for fiscal year 2002 that are specifically allocated for this purpose.

SECTION 5. AND BE IT FURTHER ENACTED, That the Department of Health and Mental Hygiene may not distribute any grants to the University of Maryland Medical Group under §§ 13-1114 through 13-1119 of the Health - General Article until the following entities enter into and submit to the Department a Memorandum of Understanding regarding the procedures for expenditure

of any grant funds: (1) the University of Maryland, Baltimore; (2) the University of Maryland School of Medicine; (3) and the University of Maryland Medical System Corporation.

SECTION 6. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that the Governor include funds in the State budget for fiscal year 2002 that are specifically allocated for the purpose of implementing any plan developed under §§ 13-1109(e) and 13-1114(d) of the Health - General Article as to how the expertise of the statewide academic health centers will be used to assist the community health coalitions in Montgomery County and Prince George's County in enhancing the capacity for cancer screening and treatment at one or more major community hospitals in Montgomery County and Prince George's County.

SECTION 7. AND BE IT FURTHER ENACTED, That, in addition to the requirements of § 13-1005(e)(3) of the Health - General Article, which requires that the Department use at least \$750,000 of the money that is allocated to the Statewide Public Health Component of the Tobacco Use Prevention and Cessation Program in fiscal year 2001 to provide outreach and start-up technical assistance to African American communities in the State for the purpose of organizing participation in community health coalitions that are formed under § 13-1108(b), § 13-1109(c), or § 13-1115(b) of the Health - General Article, an additional \$750,000 is included in Supplemental Budget No. 2 of the fiscal year 2001 State budget for this same purpose.”;

in line 21, strike “3” and substitute “8”; in line 37, strike “approved” and substitute “approves”; in lines 39 and 40, strike “medical institutions” and substitute “statewide academic health centers”; in line 41, strike “medical institution” and substitute “statewide academic health center”; and after line 45, insert:

“SECTION 9. AND BE IT FURTHER ENACTED, That a comprehensive evaluation of the Tobacco Use Prevention and Cessation Program and the Cancer Prevention, Education, Screening, and Treatment Program established in this Act shall be conducted at the end of fiscal year 2004. The comprehensive evaluation shall be conducted by a higher education institution or private entity. The Department shall issue a request for proposal to select the entity that will conduct the comprehensive evaluation. The comprehensive evaluation shall include an evaluation of: (1) the administration of the Programs; and (2) the effectiveness of the Programs, including an analysis of: (i) whether appropriate benchmarks based on objective performance measures have been met; and (ii) the extent

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to which the short-term and long-term goals established under §§ 13-1007 and 13-1109 of the Health - General Article have been met. No later than February 1, 2004, the Department shall submit a proposed request for proposal for the comprehensive evaluation to the Senate Budget and Taxation Committee, Senate Finance Committee, House Appropriations Committee, and House Environmental Matters Committee for review and comment. Based on the results of the comprehensive evaluation, the Department shall consider whether the Programs should be modified in any way. No later than November 1, 2004, the Department shall submit a report to the Governor and, subject to § 2-1246 of the State Government Article, the General Assembly that includes the results of the comprehensive evaluation and the Department's recommendations regarding modifications to the Programs."

On page 51, in line 1, strike "4" and substitute "10"; and in line 2, strike "Section 2" and substitute "Sections 2 through 5".