

component of the cancer program. To the extent that the amount of fiscal 2001 appropriations cancelled in the Department of Health and Mental Hygiene exceeds the amount restricted, amounts restricted in the State Department of Education, the Interagency Committee on Public School Construction, and the Maryland Higher Education Commission shall be reduced.

(2) To the extent additional funds are available as the result of cancellation of fiscal 2001 appropriations to the State Department of Education, the Interagency Committee on Public School Construction, and the Maryland Higher Education Commission, the amount of funds in those agencies subject to this section shall be reduced. To the extent that the amount of fiscal 2001 appropriations cancelled in the State Department of Education, the Interagency Committee on Public School Construction, and the Maryland Higher Education Commission exceeds the amount restricted, amounts restricted in the Department of Health and Mental Hygiene shall be reduced.

(3) To the extent that additional funds are available, not resulting from the conditions described in paragraph (1) or (2), the amounts restricted in this section shall be reduced by the amount of such additional revenues. If funds are available to restore contingent funds under the Department of Health and Mental Hygiene **it is the intent of the General Assembly that** priority should be given to the following components of the Tobacco Use Prevention and Cessation Program and the Cancer Prevention, Education, Screening, and Treatment Program: the Local Public Health components of both programs, the Countermarketing component of the tobacco program, and Building Capacity in Montgomery and Prince George's Counties component of the cancer program. If there is not enough funding to restore all contingent funds under the Tobacco Use Prevention and Cessation Program, **it is the intent of the General Assembly that** the Department of Health and Mental Hygiene should seek to allocate the contingencies to minimize the impact on the Local Public Health component.

Further provided that it is the intent of the General Assembly that the Department of Health and Mental Hygiene meet the programmatic requirements, as listed in paragraphs (4) to ~~(6)~~ (5), to ensure the effectiveness of these programs: the Tobacco Use Prevention and Cessation Program; **and** the Cancer Prevention, Education, Screening, and Treatment Program; ~~and the Oral Health Program.~~

(4) As a condition of receiving Cigarette Restitution Funds for the Tobacco Use Prevention and Cessation Program, the department shall:

(i) Provide coordination between the Community and Public Health Administration and the Alcohol and Drug Abuse Administration in developing an effective program in enforcement of restrictions of tobacco use by youth; and

(ii) Maximize the use of appropriate countermarketing material from other states and organizations. If those outside entities prohibit the State from placing any reference to the executive branch on the material, the department shall abide by this restriction so that Marylanders can benefit from this material.