

HOUSE BILL 276

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2000 Regular Session
0lr0168
CF 0lr0167

By: **The Speaker (Administration) and Delegates Franchot, Barve,
Rosenberg, Pendergrass, and Petzold**

Introduced and read first time: January 28, 2000
Assigned to: Commerce and Government Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: February 29, 2000

CHAPTER _____

1 AN ACT concerning

2

eMaryland Initiative

3 FOR the purpose of creating the CEO Board of Advisors for E-Commerce ~~in State~~
4 ~~government~~; providing for the membership ~~and structure~~, chairman, and
5 meetings of the Board; specifying the duties of the Board; providing for staff
6 support for the Board; establishing ~~a consortium~~ the "eMaryland" ASP
7 Consortium at the University of Maryland, College Park to promote the
8 deployment of Internet-based technologies; providing for the purpose, role, and
9 charge of the consortium; creating a management committee ~~of~~ for the
10 consortium; providing for the role and membership of the management
11 committee; establishing ~~an~~ a certain application service provider account in the
12 Information Technology Investment Fund; providing for expenditures from the
13 account for certain purposes; specifying ~~what certain~~ moneys that may
14 constitute the account; defining certain terms; and generally relating to
15 initiatives to advance the development, promotion, and use of electronic
16 business and commerce in the State.

17 BY renumbering

18 Article - State Finance and Procurement
19 Section 7-316(m) and (n), respectively
20 to be Section 7-316(n) and (o), respectively
21 Annotated Code of Maryland
22 (1995 Replacement Volume and 1999 Supplement)

23 BY adding to

24 Article - State Government

1 Section 9-2201 through 9-2204 to be under the new subtitle "Subtitle 22. Board
2 of Advisors for Electronic Commerce"
3 Annotated Code of Maryland
4 (1999 Replacement Volume)

5 BY repealing and reenacting, without amendments,
6 Article - State Finance and Procurement
7 Section 7-316(b)
8 Annotated Code of Maryland
9 (1995 Replacement Volume and 1999 Supplement)

10 BY repealing and reenacting, with amendments,
11 Article - State Finance and Procurement
12 Section 7-316(l)
13 Annotated Code of Maryland
14 (1995 Replacement Volume and 1999 Supplement)

15 BY adding to
16 Article - State Finance and Procurement
17 Section 7-316(m)
18 Annotated Code of Maryland
19 (1995 Replacement Volume and 1999 Supplement)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
21 MARYLAND, That Section(s) 7-316(m) and (n), respectively, of Article - State
22 Finance and Procurement of the Annotated Code of Maryland be renumbered to be
23 Section(s) 7-316(n) and (o), respectively.

24 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
25 read as follows:

26 **Article - State Government**

27 **SUBTITLE 22. BOARD OF ADVISORS FOR ELECTRONIC COMMERCE.**

28 9-2201.

29 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
30 INDICATED.

31 (B) "APPLICATION SERVICE PROVIDER" MEANS ~~THE~~ AN ENTITY THAT
32 PROVIDES ACCESS TO OR DEPLOYMENT OF BUSINESS SOFTWARE APPLICATIONS
33 AND SERVICES OVER THE INTERNET.

34 (C) "ASP" MEANS APPLICATION SERVICE PROVIDER.

35 (D) "BOARD" MEANS THE CEO BOARD OF ADVISORS FOR E-COMMERCE.

1 (E) "CONSORTIUM" MEANS THE "EMARYLAND" ASP CONSORTIUM.

2 (F) "E-COMMERCE" MEANS ELECTRONIC BUSINESS AND COMMERCE.

3 9-2202.

4 THE CEO BOARD OF ADVISORS FOR E-COMMERCE AND THE "EMARYLAND" ASP
5 CONSORTIUM ARE ESTABLISHED UNDER THIS SUBTITLE TO ASSIST IN THE STATE'S
6 EFFORTS TO CREATE THE MOST ADVANCED ELECTRONIC BUSINESS ENVIRONMENT
7 IN THE NATION AND BECOME AN INTERNATIONAL LEADER IN THE DEPLOYMENT OF
8 NEW INTERNET TECHNOLOGIES.

9 9-2203.

10 (A) THERE IS A CEO BOARD OF ADVISORS FOR E-COMMERCE ~~IN STATE~~
11 ~~GOVERNMENT~~.

12 (B) (1) THE BOARD MAY NOT EXCEED 12 MEMBERS AND SHALL BE
13 APPOINTED BY THE GOVERNOR WITH THE ADVICE AND CONSENT OF THE SENATE
14 AND SERVE AT THE PLEASURE OF THE GOVERNOR.

15 (2) EACH MEMBER OF THE BOARD SERVES FOR A PERIOD OF 3 YEARS
16 AND MAY BE REAPPOINTED.

17 (3) THE GOVERNOR SHALL DESIGNATE TWO REPRESENTATIVES OF
18 STATE GOVERNMENT TO SERVE AS EX OFFICIO MEMBERS OF THE BOARD.

19 (4) THE MEMBERS APPOINTED BY THE GOVERNOR SHALL BE INDUSTRY
20 LEADERS WHO HAVE SUBSTANTIAL EXPERIENCE AND EXPERTISE IN ELECTRONIC
21 COMMERCE.

22 (5) THE GOVERNOR SHALL DESIGNATE A CHAIRMAN OR COCHAIRMAN
23 FROM AMONG THE MEMBERS.

24 (6) THE BOARD SHALL MEET AT LEAST TWICE ANNUALLY.

25 (C) THE BOARD SHALL:

26 (1) ADVISE THE GOVERNOR ON ECONOMIC DEVELOPMENT POLICIES
27 AND INITIATIVES TO ADVANCE THE PROMOTION, DEPLOYMENT, AND USE OF
28 E-COMMERCE IN THE STATE;

29 (2) RECOMMEND WAYS TO IMPROVE THE STATE'S POSITION AS AN
30 INTERNATIONAL LEADER OF E-COMMERCE; AND

31 (3) PROVIDE POLICY GUIDANCE TO THE "EMARYLAND" ASP
32 CONSORTIUM AND RELATED ASP INITIATIVES.

33 (D) A MEMBER OF THE BOARD MAY NOT RECEIVE COMPENSATION AS A
34 MEMBER BUT IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE
35 STANDARD STATE TRAVEL REGULATIONS AS PROVIDED IN THE STATE BUDGET.

1 (E) THE DEPARTMENT OF BUDGET AND MANAGEMENT AND UNIVERSITY OF
2 MARYLAND, COLLEGE PARK SHALL PROVIDE STAFF SUPPORT TO THE BOARD.

3 9-2204.

4 (A) THERE IS AN "EMARYLAND" ASP CONSORTIUM AT THE UNIVERSITY OF
5 MARYLAND, COLLEGE PARK.

6 (B) (1) ~~THE CONSORTIUM SHALL HAVE THE GENERAL PURPOSE OF~~
7 ~~PROMOTING THE GENERAL PURPOSE OF THE CONSORTIUM IS TO PROMOTE THE~~
8 DEPLOYMENT OF INTERNET-BASED TECHNOLOGIES IN MARYLAND.

9 (2) THE CONSORTIUM SHALL DEVELOP STRATEGIC PARTNERSHIPS
10 WITH THE STATE, INSTITUTIONS OF HIGHER EDUCATION, FEDERAL AGENCIES, AND
11 WORLD CLASS TECHNOLOGY COMPANIES TO CARRY OUT ITS MISSION.

12 (3) THE CONSORTIUM SHALL:

13 (I) DEVELOP PILOT MODELS FOR THE DEPLOYMENT OF
14 INTERNET-BASED APPLICATIONS FOR GOVERNMENT AND EDUCATIONAL
15 INSTITUTIONS, SUCH AS PROCUREMENT, FINANCIAL, AND HUMAN RESOURCE
16 MANAGEMENT APPLICATIONS;

17 (II) PARTICIPATE IN COLLABORATIONS TO PROMOTE THE
18 DEVELOPMENT AND TESTING OF ASP TECHNOLOGIES IN MARYLAND;

19 (III) PROVIDE ADVICE AND ASSISTANCE TO SMALL START-UP
20 COMPANIES WISHING TO UTILIZE ASP TECHNOLOGIES; AND

21 (IV) WORK WITH INDUSTRY AND PUBLIC AGENCIES TO RESEARCH
22 AND DEVELOP EMERGING E-COMMERCE TECHNOLOGIES.

23 (C) (1) THERE IS A MANAGEMENT COMMITTEE ~~OF~~ FOR THE CONSORTIUM.

24 (2) THE MANAGEMENT COMMITTEE IS RESPONSIBLE FOR APPROVING
25 THE ACTIVITIES OF THE CONSORTIUM AND PROVIDING DIRECTION AND OVERSIGHT.

26 (3) THE MANAGEMENT COMMITTEE SHALL BE COMPOSED OF:

27 (I) ~~THE CHIEF OF INFORMATION TECHNOLOGY OF THE STATE OF~~
28 ~~MARYLAND~~ IN THE DEPARTMENT OF BUDGET AND MANAGEMENT;

29 (II) THE CHIEF INFORMATION OFFICER AT THE UNIVERSITY OF
30 MARYLAND, COLLEGE PARK;

31 (III) THE DIRECTOR OF THE SUPPLY CHAIN MANAGEMENT CENTER
32 AT THE UNIVERSITY OF MARYLAND, COLLEGE PARK;

33 (IV) THE EXECUTIVE DIRECTOR OF THE MARYLAND SCIENCE,
34 ENGINEERING, AND TECHNOLOGY DEVELOPMENT CORPORATION; AND

(V) A MEMBER APPOINTED BY THE GOVERNOR.

Article - State Finance and Procurement

3 7-316.

(b) There is an Information Technology Investment Fund.

(l) Subject to the provisions of subsection [(m)] (N) of this section and except for the cost incurred in administering the Fund, the Fund may be used for:

- (1) educationally related information technology projects; [and]
- (2) State information technology projects, including:
 - (i) pilots;
 - (ii) prototypes;
 - (iii) kiosk systems;
 - (iv) graphical user interface for citizen access to governmental services;
 - (v) document imaging systems;
 - (vi) State and campuswide networks; and
 - (vii) the Maryland electronic capital; AND

(3) APPLICATION SERVICE PROVIDER INITIATIVES AS PROVIDED FOR IN ~~§ 9-2204~~ TITLE 9, SUBTITLE 22 OF THE STATE GOVERNMENT ARTICLE.

(M) (1) THERE IS AN APPLICATION SERVICE PROVIDER ACCOUNT IN THE FUND.

(2) THE ACCOUNT CONSISTS OF:

(I) MONEYS DEDICATED FROM THE FUND FOR APPLICATION SERVICE PROVIDER INITIATIVES;

(II) MONEYS RECEIVED AS A DIRECT RESULT OF APPLICATION SERVICE PROVIDER PROJECTS, INCLUDING REIMBURSEMENTS, REPAYMENTS, INTEREST, OR OTHER REVENUE; AND

(III) MONEYS MADE AVAILABLE TO THE ACCOUNT THROUGH APPROPRIATE FEDERAL PROGRAMS OR PRIVATE CONTRIBUTIONS.

(3) ~~DISBURSEMENTS~~ EXPENDITURES FROM THE ACCOUNT SHALL BE MADE IN ACCORDANCE WITH SUBSECTIONS (J) AND (K) OF THIS SECTION.

1 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 July 1, 2000.