

HOUSE BILL 276

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P1

2000 Regular Session  
0lr0168  
CF 0lr0167

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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

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A BILL ENTITLED

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 of the Board;  
5 specifying the duties of the Board; providing for staff support for the Board;  
6 establishing a consortium at the University of Maryland College Park to  
7 promote the deployment of Internet-based technologies; providing for the  
8 purpose, role, and charge of the consortium; creating a management committee  
9 of the consortium; providing for the role and membership of the management  
10 committee; establishing an application service provider account in the  
11 Information Technology Investment Fund; providing for expenditures from the  
12 account for certain purposes; specifying what moneys may constitute the  
13 account; defining certain terms; and generally relating to initiatives to advance  
14 the development, promotion, and use of electronic commerce in the State.

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

21 BY adding to  
22 Article - State Government  
23 Section 9-2201 through 9-2204 to be under the new subtitle "Subtitle 22. Board  
24 of Advisors for Electronic Commerce"  
25 Annotated Code of Maryland  
26 (1999 Replacement Volume)

27 BY repealing and reenacting, without amendments,  
28 Article - State Finance and Procurement  
29 Section 7-316(b)

1 Annotated Code of Maryland  
2 (1995 Replacement Volume and 1999 Supplement)

3 BY repealing and reenacting, with amendments,  
4 Article - State Finance and Procurement  
5 Section 7-316(l)  
6 Annotated Code of Maryland  
7 (1995 Replacement Volume and 1999 Supplement)

8 BY adding to  
9 Article - State Finance and Procurement  
10 Section 7-316(m)  
11 Annotated Code of Maryland  
12 (1995 Replacement Volume and 1999 Supplement)

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

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

19 **Article - State Government**

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

21 9-2201.

22 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS  
23 INDICATED.

24 (B) "APPLICATION SERVICE PROVIDER" MEANS THE DEPLOYMENT OF  
25 BUSINESS SOFTWARE APPLICATIONS AND SERVICES OVER THE INTERNET.

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

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

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

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

30 9-2202.

31 THE CEO BOARD OF ADVISORS FOR E-COMMERCE AND THE "EMARYLAND" ASP  
32 CONSORTIUM ARE ESTABLISHED UNDER THIS SUBTITLE TO ASSIST IN THE STATE'S  
33 EFFORTS TO CREATE THE MOST ADVANCED ELECTRONIC BUSINESS ENVIRONMENT

1 IN THE NATION AND BECOME AN INTERNATIONAL LEADER IN THE DEPLOYMENT OF  
2 NEW INTERNET TECHNOLOGIES.

3 9-2203.

4 (A) THERE IS A CEO BOARD OF ADVISORS FOR E-COMMERCE IN STATE  
5 GOVERNMENT.

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

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

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

13 (4) THE MEMBERS APPOINTED BY THE GOVERNOR SHALL BE INDUSTRY  
14 LEADERS WHO HAVE SUBSTANTIAL EXPERIENCE AND EXPERTISE IN ELECTRONIC  
15 COMMERCE.

16 (5) THE GOVERNOR SHALL DESIGNATE A CHAIRMAN OR COCHAIRMAN  
17 FROM AMONG THE MEMBERS.

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

19 (C) THE BOARD SHALL:

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

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

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

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

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

32 9-2204.

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

1 (B) (1) THE CONSORTIUM SHALL HAVE THE GENERAL PURPOSE OF  
2 PROMOTING THE DEPLOYMENT OF INTERNET-BASED TECHNOLOGIES IN  
3 MARYLAND.

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

7 (3) THE CONSORTIUM SHALL:

8 (I) DEVELOP PILOT MODELS FOR THE DEPLOYMENT OF  
9 INTERNET-BASED APPLICATIONS FOR GOVERNMENT AND EDUCATIONAL  
10 INSTITUTIONS, SUCH AS PROCUREMENT, FINANCIAL, AND HUMAN RESOURCE  
11 MANAGEMENT APPLICATIONS;

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

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

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

18 (C) (1) THERE IS A MANAGEMENT COMMITTEE OF THE CONSORTIUM.

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

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

22 (I) THE CHIEF OF INFORMATION TECHNOLOGY OF THE STATE OF  
23 MARYLAND;

24 (II) THE CHIEF INFORMATION OFFICER AT THE UNIVERSITY OF  
25 MARYLAND, COLLEGE PARK;

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

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

30 (V) A MEMBER APPOINTED BY THE GOVERNOR.

31 **Article - State Finance and Procurement**

32 7-316.

33 (b) There is an Information Technology Investment Fund.

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

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

13 (3) APPLICATION SERVICE PROVIDER INITIATIVES AS PROVIDED FOR IN  
14 § 9-2204 OF THE STATE GOVERNMENT ARTICLE.

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

17 (2) THE ACCOUNT CONSISTS OF:

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

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

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

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

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