

SENATE BILL 368

P1

4lr2114
CF 4lr1715

By: **Senators Pugh, Benson, Conway, Frosh, Jones–Rodwell, Manno,
Middleton, Montgomery, and Muse**

Introduced and read first time: January 22, 2014

Assigned to: Finance

Committee Report: Favorable

Senate action: Adopted

Read second time: January 31, 2014

CHAPTER _____

1 AN ACT concerning

2 **Commission on Maryland Cybersecurity Innovation and Excellence –**
3 **Membership and Termination Date**

4 FOR the purpose of altering the membership of the Commission on Maryland
5 Cybersecurity Innovation and Excellence; requiring the Commission to submit a
6 certain report to the Governor and the General Assembly on or before a certain
7 date each year; repealing the termination date of the Commission; making
8 conforming changes; and generally relating to the Commission on Maryland
9 Cybersecurity Innovation and Excellence.

10 BY repealing and reenacting, with amendments,
11 Article – State Government
12 Section 9–2901
13 Annotated Code of Maryland
14 (2009 Replacement Volume and 2013 Supplement)

15 BY repealing and reenacting, with amendments,
16 Chapter 250 of the Acts of the General Assembly of 2011
17 Section 2

18 BY repealing and reenacting, with amendments,
19 Chapter 251 of the Acts of the General Assembly of 2011
20 Section 2

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
2 MARYLAND, That the Laws of Maryland read as follows:

3 **Article – State Government**

4 9–2901.

5 (a) There is a Commission on Maryland Cybersecurity Innovation and
6 Excellence.

7 (b) (1) The Commission consists of the following members:

8 (i) [one member] **TWO MEMBERS** of the Senate of Maryland,
9 appointed by the President of the Senate;

10 (ii) one member of the House of Delegates, appointed by the
11 Speaker of the House;

12 (iii) the Secretary of Information Technology, or the Secretary’s
13 designee;

14 (iv) the Secretary of Business and Economic Development, or the
15 Secretary’s designee;

16 (v) the Secretary of the Department of Labor, Licensing, and
17 Regulation, or the Secretary’s designee;

18 (vi) the Executive Director of the Maryland Technology
19 Development Corporation, or the Executive Director’s designee;

20 (vii) the Chair of the Tech Council of Maryland, or the Chair’s
21 designee;

22 (viii) the President of the Fort Meade Alliance, or the President’s
23 designee; and

24 (ix) the following members appointed by the Governor:

25 1. five representatives of cybersecurity companies
26 located in the State, with at least three representing cybersecurity companies with 50
27 employees or less;

28 2. [three] **FOUR** representatives from statewide or
29 regional business associations;

30 3. [four] **SIX** representatives from institutions of higher
31 education located in the State;

1 (1) conduct a comprehensive review of and identify any inconsistencies
2 in:

3 (i) State and federal cybersecurity laws; and

4 (ii) policies, standards, and best practices for ensuring the
5 security of computer systems and networks used by educational institutions and State
6 government and other organizations that work with health care records, personal
7 identification information, public safety, and public service and utilities;

8 (2) conduct a comprehensive review of the State's role in promoting
9 cyber innovation;

10 (3) identify any federal preemption issues relating to cybersecurity;

11 (4) provide recommendations for:

12 (i) a comprehensive State framework and strategic plan for
13 cybersecurity innovation and excellence;

14 (ii) a comprehensive State strategic plan to ensure a
15 coordinated and adaptable response to and recovery from attacks on cybersecurity;

16 (iii) coordinated and unified policies to clarify the roles and
17 responsibilities of State units regarding cybersecurity;

18 (iv) growth opportunities and economic development strategies
19 and action plans; and

20 (v) strategies that can be used to coordinate State and federal
21 resources to attract private sector investment and job creation in cybersecurity;

22 (5) make recommendations regarding:

23 (i) methods the State can use to increase cybersecurity
24 innovation by:

25 1. promoting public and private partnerships, research
26 and development, and workforce training, education, and development;

27 2. promoting science, technology, engineering, and
28 mathematics courses in all levels of education;

29 3. helping companies transfer research to product;

30 4. protecting intellectual properties; and

1 5. leveraging federal funds for research, development,
2 and commercialization;

3 (ii) methods that the State can use to promote collaboration and
4 coordination among cybersecurity companies and among institutions of higher
5 education located in the State;

6 (iii) a unit of State government that is suitable to run a pilot
7 program regarding cybersecurity; and

8 (iv) the designation of a cybersecurity policy official that would
9 be responsible for coordinating the State's cybersecurity policies, strategies, and
10 activities.

11 (h) On or before [January 1, 2012] **JANUARY 1 OF EACH YEAR**, the
12 Commission shall submit [an interim] A report of its findings and recommendations,
13 including recommended legislation, to the Governor and, in accordance with § 2–1246
14 of this article, the General Assembly.

15 [(i) On or before September 1, 2014, the Commission shall submit a final
16 report of its findings and recommendations, including recommended legislation, to the
17 Governor and, in accordance with § 2–1246 of this article, the General Assembly.]

18 **Chapter 250 of the Acts of 2011**

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 July 1, 2011. [It shall remain effective for a period of 3 years and 6 months and, at the
21 end of December 31, 2014, with no further action required by the General Assembly,
22 this Act shall be abrogated and of no further force and effect.]

23 **Chapter 251 of the Acts of 2011**

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 July 1, 2011. [It shall remain effective for a period of 3 years and 6 months and, at the
26 end of December 31, 2014, with no further action required by the General Assembly,
27 this Act shall be abrogated and of no further force and effect.]

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 October 1, 2014.