

# SENATE BILL 253

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By: **Senators Hayes, Carter, Ferguson, McCray, and Washington**

Introduced and read first time: January 25, 2019

Assigned to: Education, Health, and Environmental Affairs

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## A BILL ENTITLED

1 AN ACT concerning

2 **Major Information Technology Development Project Fund – Money Received by**  
3 **Baltimore City Community College – Exemption**

4 FOR the purpose of excluding from the Major Information Technology Development Project  
5 Fund certain money received by Baltimore City Community College; and generally  
6 relating to the Major Information Technology Development Project Fund.

7 BY repealing and reenacting, without amendments,  
8 Article – State Finance and Procurement  
9 Section 3A–309(a), (b), and (e)  
10 Annotated Code of Maryland  
11 (2015 Replacement Volume and 2018 Supplement)

12 BY repealing and reenacting, with amendments,  
13 Article – State Finance and Procurement  
14 Section 3A–309(f)  
15 Annotated Code of Maryland  
16 (2015 Replacement Volume and 2018 Supplement)

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

19 **Article – State Finance and Procurement**

20 3A–309.

21 (a) There is a Major Information Technology Development Project Fund.

22 (b) The purpose of the Fund is to support major information technology  
23 development projects.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (e) Except as provided in subsection (f) of this section, the Fund consists of:
- 2 (1) money appropriated in the State budget to the Fund;
- 3 (2) as approved by the Secretary, money received from:
- 4 (i) the sale, lease, or exchange of communication sites,  
5 communication facilities, or communication frequencies for information technology  
6 purposes; or
- 7 (ii) an information technology agreement involving resource  
8 sharing;
- 9 (3) that portion of money earned from pay phone commissions to the extent  
10 that the commission rates exceed those in effect in December 1993;
- 11 (4) money received and accepted as contributions, grants, or gifts as  
12 authorized under subsection (c) of this section;
- 13 (5) general funds appropriated for major information technology  
14 development projects of any unit of State government other than a public institution of  
15 higher education that:
- 16 (i) are unencumbered and unexpended at the end of a fiscal year;
- 17 (ii) have been abandoned; or
- 18 (iii) have been withheld by the General Assembly or the Secretary;
- 19 (6) any investment earnings; and
- 20 (7) any other money from any source accepted for the benefit of the Fund.
- 21 (f) The Fund does not include any money:
- 22 (1) received by the Department of Transportation, Maryland  
23 Transportation Authority, **BALTIMORE CITY COMMUNITY COLLEGE**, or Maryland  
24 Public Broadcasting Commission;
- 25 (2) received by the Judicial or Legislative branches of State government; or
- 26 (3) generated from pay phone commissions that are credited to other  
27 accounts or funds in accordance with other provisions of law or are authorized for other  
28 purposes in the State budget or through an approved budget amendment.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
30 October 1, 2019.