

HOUSE BILL 738

S1

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CF SB 705

By: Delegates Kaiser, Bartlett, Feldmark, Hill, Kerr, ~~and Kipke~~ Kipke, Alston, Bagnall, Bhandari, Cullison, Guzzone, Hutchinson, S. Johnson, Lopez, Martinez, M. Morgan, Pena-Melnyk, Reilly, Ross, Szeliga, Taveras, White Holland, Woods, and Woorman

Introduced and read first time: January 27, 2025

Assigned to: Health and Government Operations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 19, 2025

CHAPTER _____

1 AN ACT concerning

2 **Department of Information Technology – ~~Reporting Guidelines~~ Major**
3 **Information Technology Development Projects – Oversight**

4 FOR the purpose of ~~altering the content of certain reports by the Department of~~
5 ~~Information Technology relating to the Information Technology Investment Fund;~~
6 ~~requiring the reports to be written and structured in a certain manner and made~~
7 ~~publicly available on the Department’s website; and generally relating to reporting~~
8 ~~by the Department of Information Technology~~ providing that a unit of State
9 government may not purchase, lease, contract for, or rent an information technology
10 service or product under certain circumstances; providing that the Secretary of
11 Information Technology is responsible for overseeing the implementation of major
12 information technology development projects in the State; authorizing the Secretary
13 of Information Technology and the Secretary of Budget and Management to withhold
14 or reallocate major information technology development project funds under certain
15 circumstances; altering the reporting requirements for allocations from the
16 Information Technology Investment Fund; requiring the Department of Information
17 Technology to publish a public dashboard with certain information about major
18 information technology projects using the Information Technology Investment Fund;
19 requiring Chief Information Officers for a unit of State government with a planned
20 or ongoing major information technology development project to meet with the
21 Secretary of Information Technology on a certain basis to discuss certain aspects of
22 the projects; establishing the Maryland Office of Digital Experience within the

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.



Department to provide oversight, leadership, intervention, and strategic modernization for major information technology development projects; authorizing the Office to require units to provide certain reimbursement for services under certain circumstances; establishing the Maryland Digital Service Unit within the Maryland Office of Digital Experience to collaborate with units of State government to improve digital services; establishing the Major Information Technology Development Project Oversight Division to standardize, monitor, and support the implementation of major information technology development projects and expedited projects in the State; establishing the Information Technology Advisory Board to advise the Legislative Policy Committee; repealing a requirement that the Joint Audit and Evaluation Committee conduct a certain study and report certain recommendations to certain committees of the General Assembly; repealing the Modernize Maryland Commission; and generally relating to major information technology development projects and the Department of Information Technology.

~~BY repealing and reenacting, without amendments,~~

~~Article – State Finance and Procurement
Section 3.5–309(a)
Annotated Code of Maryland
(2021 Replacement Volume and 2024 Supplement)~~

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement
Section ~~3.5–309(n) and (o)~~ 3.5–101, 3.5–307(a) and (d)(1), 3.5–308, and 3.5–309(o) and (p)
Annotated Code of Maryland
(2021 Replacement Volume and 2024 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement
Section 3.5–309(a)
Annotated Code of Maryland
(2021 Replacement Volume and 2024 Supplement)

BY repealing

Article – State Finance and Procurement
Section 3.5–309(n) and 3.5–316
Annotated Code of Maryland
(2021 Replacement Volume and 2024 Supplement)

BY adding to

Article – State Finance and Procurement
Section 3.5–309(o), (p), and (r); and 3.5–901 through 3.5–907 to be under the new subtitle “Subtitle 9. Maryland Office of Digital Experience”
Annotated Code of Maryland
(2021 Replacement Volume and 2024 Supplement)

1 BY adding to
2 Article – State Government
3 Section 2–411
4 Annotated Code of Maryland
5 (2021 Replacement Volume and 2024 Supplement)

6 BY repealing
7 Chapter 497 of the Acts of the General Assembly of 2024
8 Section 4

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

11 **Article – State Finance and Procurement**

12 3.5–101.

13 (a) In this title the following words have the meanings indicated.

14 (b) “Cloud computing” means a service that enables on–demand self–service
15 network access to a shared pool of configurable computer resources, including data storage,
16 analytics, commerce, streaming, e–mail, document sharing, and document editing.

17 (c) “Department” means the Department of Information Technology.

18 (D) (1) **“OVERSIGHT OF IMPLEMENTATION” MEANS MANAGEMENT OF**
19 **THE PROCESS TO IMPLEMENT A NEW TECHNOLOGY, SYSTEM, OR PRODUCT INTO**
20 **PRACTICE AND USE BY A UNIT.**

21 (2) **“OVERSIGHT OF IMPLEMENTATION” INCLUDES:**

22 (I) **PLANNING AND PREPARATION TO IMPLEMENT THE**
23 **PRODUCT OR PRACTICE; AND**

24 (II) **ONGOING MONITORING AND SUPPORT OF THE**
25 **IMPLEMENTATION TEAM TO ENSURE SUCCESSFUL EXECUTION AND THAT THE**
26 **PROJECT GOALS ARE MET.**

27 (3) **“OVERSIGHT OF IMPLEMENTATION” DOES NOT INCLUDE:**

28 (I) **RESPONSIBILITY FOR DAY–TO–DAY MANAGEMENT OF ANY**
29 **INDIVIDUAL PROJECTS OR PRODUCTS; OR**

30 (II) **RESPONSIBILITY FOR IMPLEMENTING INDIVIDUAL–LEVEL**
31 **PROCESS REQUIREMENTS FOR A PROJECT OR PRODUCT.**

1 **[(d)] (E)** “Secretary” means the Secretary of Information Technology.

2 **[(e)] (F)** “Telecommunication” means the transmission of information, images,
3 pictures, voice, or data by radio, video, or other electronic or impulse means.

4 **[(f)] (G)** “Unit of State government” means an agency or unit of the Executive
5 Branch of State government.

6 3.5–307.

7 (a) (1) A unit of State government may not purchase, lease, **CONTRACT FOR,**
8 or rent **AN** information technology **SERVICE OR PRODUCT** unless consistent with the
9 master plan, as determined by the Secretary.

10 (2) A unit of State government other than a public institution of higher
11 education may not make expenditures for major information technology development
12 projects or cybersecurity projects except as provided in § 3.5–308 of this subtitle.

13 (d) (1) The Department [of General Services], in consultation with the
14 Department **OF GENERAL SERVICES**, shall [hire a consultant to] assess the procurement
15 process for information technology projects involving modernization and make
16 recommendations to increase the State’s ability to proceed with a modernization project in
17 a rapid and responsive manner.

18 3.5–308.

19 (a) This section does not apply to a public institution of higher education.

20 (b) Before submitting its information technology project requests, a unit of State
21 government shall submit information in support of the request required by the Secretary
22 for review and determination consistent with § 3.5–301(k) of this subtitle.

23 (c) In reviewing information technology project requests, the Secretary may
24 change a unit’s designation of a major information technology development project.

25 (d) The Secretary shall review and, with the advice of the Secretary of Budget and
26 Management, approve major information technology development projects and
27 specifications for consistency with all statewide plans, policies, and standards, including a
28 systems development life cycle plan.

29 (e) (1) [The] **SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE**
30 Secretary shall be responsible for overseeing the implementation of major information
31 technology development projects, regardless of fund source.

32 (2) **AS PART OF THE SECRETARY’S RESPONSIBILITIES UNDER THIS**
33 **SECTION, THE SECRETARY SHALL ENSURE THAT NO FUNDING IS PROVIDED FOR THE**

1 IMPLEMENTATION OF A MAJOR INFORMATION TECHNOLOGY DEVELOPMENT
 2 PROJECT UNLESS:

3 (I) THE SECRETARY DETERMINES THAT THE UNIT HAS THE
 4 INTERNAL CAPACITY TO ADEQUATELY SUPPORT THE PROJECT, PROGRAM
 5 MANAGEMENT, AND RESPONSIBILITY OVER PROGRAM ACTIVITIES, INCLUDING:

6 1. HUMAN CAPITAL;

7 2. SUBJECT MATTER EXPERTISE; AND

8 3. TECHNICAL INFRASTRUCTURE;

9 (II) WITHIN 30 DAYS OF AWARDING A CONTRACT, THE
 10 MANAGING UNIT SENDS TO THE BOARD OF PUBLIC WORKS AND THE LEGISLATIVE
 11 POLICY COMMITTEE, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT
 12 ARTICLE, NOTICE THAT:

13 1. IDENTIFIES THE PROJECT MANAGEMENT TEAM;

14 2. AFFIRMS THAT THE DEPARTMENT HAS REVIEWED
 15 AND APPROVED THE CONTRACT; AND

16 3. IS SIGNED BY THE HEAD OF THE UNIT
 17 ACKNOWLEDGING AND ACCEPTING THE ACCOUNTABILITY FOR THE
 18 IMPLEMENTATION OF THE INFORMATION TECHNOLOGY PROJECT OR PRODUCT; AND

19 (III) WHILE A UNIT IS MANAGING AN ACTIVE PROJECT OR
 20 PRODUCT, THE UNIT AGREES TO REPORT TO THE DEPARTMENT EVERY 3 MONTHS
 21 ON THE PROJECT STATUS IN A MANNER REQUESTED BY THE DEPARTMENT.

22 (f) (1) With the advice of the Secretary of Budget and Management,
 23 expenditures for major information technology development projects shall be subject to the
 24 approval of the Secretary who shall approve expenditures only when those projects are
 25 consistent with statewide plans, policies, and standards.

26 (2) (I) The Secretary shall make a recommendation to the Secretary of
 27 Budget and Management [that] TO WITHHOLD project funds, regardless of fund source,
 28 [be withheld] if:

29 [(i)] 1. a unit of State government is not consistently reporting on
 30 the status of a project or projects to the Department in the form and manner required by
 31 the Department; or

1 [(ii)] 2. the Department determines that project implementation
 2 issues exist, including project timeline delays, significant cost increases, vendor
 3 nonperformance, decreased agency capacity, or other issues that indicate issues of concern
 4 that could jeopardize successful implementation.

5 (II) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, AND
 6 EXCEPT AS PROVIDED IN SUBPARAGRAPH (III) OF THIS PARAGRAPH, THE
 7 SECRETARY OF BUDGET AND MANAGEMENT SHALL WITHHOLD ANY UNEXPENDED
 8 FUNDS APPROPRIATED IN A FISCAL YEAR FOR A MAJOR INFORMATION TECHNOLOGY
 9 DEVELOPMENT PROJECT AT THE SECRETARY'S RECOMMENDATION ISSUED UNDER
 10 SUBPARAGRAPH (I) OF THIS PARAGRAPH.

11 (III) THE SECRETARY OF BUDGET AND MANAGEMENT MAY
 12 RELEASE FUNDS WITHHELD UNDER THIS PARAGRAPH AT THE DIRECTION OF THE
 13 SECRETARY IF THE SECRETARY DETERMINES THAT THE ISSUE LEADING TO THE
 14 INITIAL WITHHOLDING OF FUNDS HAS BEEN ADDRESSED.

15 (3) WITHIN 30 DAYS AFTER FUNDING IS WITHHELD IN ACCORDANCE
 16 WITH THIS SUBSECTION, THE DEPARTMENT SHALL REPORT ON THE PURPOSE OF
 17 THE WITHHOLDING:

18 (I) TO THE GOVERNOR; AND

19 (II) SUBJECT TO § 2-1257 OF THE STATE GOVERNMENT
 20 ARTICLE, TO:

21 1. THE SENATE BUDGET AND TAXATION COMMITTEE;

22 2. THE SENATE COMMITTEE ON EDUCATION, ENERGY,
 23 AND THE ENVIRONMENT;

24 3. THE HOUSE APPROPRIATIONS COMMITTEE;

25 4. THE HOUSE HEALTH AND GOVERNMENT
 26 OPERATIONS COMMITTEE; AND

27 5. THE JOINT COMMITTEE ON CYBERSECURITY,
 28 INFORMATION TECHNOLOGY, AND BIOTECHNOLOGY.

29 (4) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH:

30 1. THE SECRETARY MAY RECOMMEND TO THE
 31 SECRETARY OF BUDGET AND MANAGEMENT THAT FUNDING WITHHELD UNDER THIS

1 SECTION BE REALLOCATED TO OTHER EXPENSES OF THE INFORMATION
2 TECHNOLOGY INVESTMENT FUND UNDER § 3.5–309 OF THIS SUBTITLE; AND

3 2. THE SECRETARY OF BUDGET AND MANAGEMENT
4 MAY, AT THEIR DISCRETION, FOLLOW THE SECRETARY’S RECOMMENDATION TO
5 REALLOCATE FUNDS.

6 (II) IF THE REALLOCATED FUNDS EXCEED \$500,000, THE
7 SECRETARY, IN CONSULTATION WITH THE SECRETARY OF BUDGET AND
8 MANAGEMENT, SHALL SUBMIT A PROPOSAL TO THE LEGISLATIVE POLICY
9 COMMITTEE FOR A 60-DAY REVIEW AND COMMENT PERIOD.

10 (g) (1) The Secretary shall approve funding for major information technology
11 development projects, expedited projects, and other expenditures from the Fund only when:

12 (i) the major information technology development projects or the
13 expedited projects are in compliance with statewide plans, policies, and standards, as
14 determined by the Secretary; and

15 (ii) the major information technology development projects are
16 supported by an approved systems development life cycle plan.

17 (2) An approved systems development life cycle plan shall include
18 submission of:

19 (i) a project planning request that details initial planning for the
20 project, including:

21 1. the project title, appropriation code, and summary;

22 2. a description of:

23 A. the business and technology outcomes to be achieved by
24 the project;

25 B. the features available to the end user on completion,
26 including user acceptance testing and accessibility plans;

27 C. the potential risks associated with the project;

28 D. possible alternatives; and

29 E. the scope and complexity of the project; and

30 3. an estimate of:

1 A. the total costs required to complete through planning; and

2 B. the fund sources available to support planning costs; and

3 (ii) a project implementation request to begin full design,
4 development, and implementation of the project after the completion of planning, including:

5 1. the project title, appropriation code, and summary;

6 2. a description of:

7 A. the business and technology outcomes to be achieved by
8 the project and the metrics by which the success of those outcomes will be measured;

9 B. the features available to the end user on completion,
10 including user acceptance testing and accessibility plans;

11 C. the potential risks associated with the project;

12 D. possible alternatives;

13 E. the scope and complexity of the project; and

14 F. how the project meets the goals of the statewide master
15 plan; and

16 3. an estimate of:

17 A. the total project cost, by phase; and

18 B. the fund sources to be utilized.

19 (3) The Secretary may approve funding incrementally, consistent with the
20 systems development life cycle plan.

21 (h) [The Department, in consultation with the Modernize Maryland Commission
22 established under § 3.5–316 of this subtitle.] ON OR BEFORE JULY 1, 2026, THE
23 DEPARTMENT shall:

24 (1) develop standards for units of State government to assist in identifying
25 legacy systems that require modernization projects appropriate to be financed as an
26 expedited project through the Fund;

27 (2) adopt an Information Technology Investment Maturity Model that
28 includes:

29 (i) criteria to inform and prioritize investment decisions;

1 (ii) processes to develop the information required to evaluate
2 investment proposals against the criteria under item (i) of this item; and

3 (iii) management processes to monitor the implementation of
4 approved modernization projects; and

5 (3) develop a State Modernization Plan.

6 3.5–309.

7 (a) There is an Information Technology Investment Fund.

8 [(n) (1) On or before November 1 of each year, the Secretary shall report to the
9 Governor and the Secretary of Budget and Management and, in accordance with § 2–1257
10 of the State Government Article, to the Senate Budget and Taxation Committee, the Senate
11 Committee on Education, Energy, and the Environment, the House Appropriations
12 Committee, the House Health and Government Operations Committee, and the Joint
13 Committee on Cybersecurity, Information Technology, and Biotechnology.

14 (2) The report shall include:

15 (i) the financial status of the Fund and a summary of its operations
16 for the preceding fiscal year;

17 (ii) an accounting for the preceding fiscal year of all money from each
18 of the revenue sources specified in subsection (e) of this section, including any expenditures
19 made from the Fund; and

20 (iii) for each project receiving money from the Fund in the preceding
21 fiscal year and for each major information technology development project or expedited
22 project receiving funding from any source other than the Fund in the preceding fiscal year:

23 1. the status of the project and project funding decisions;

24 2. a comparison of estimated and actual costs of the project;

25 3. any known or anticipated changes in scope or costs of the
26 project;

27 4. an evaluation of whether the project is using best
28 practices; and

29 5. a summary of any monitoring and oversight of the project
30 from outside the agency in which the project is being developed, including a description of
31 any problems identified by any external review and any corrective actions taken.]

1 ~~[(o)]~~ **(N)** **(1)** On or before January 15 of each year, for each major information
2 technology development project or expedited project currently in development or for which
3 operations and maintenance funding is being provided in accordance with subsection (i)(3)
4 of this section, subject to § 2-1257 of the State Government Article, the Secretary shall
5 provide a summary report to the Department of Legislative Services with the most
6 up-to-date project information including:

7 **[(1)] (I)** project funding decisions and project status, INCLUDING:

8 **1.** ESTIMATED PROJECT OR PRODUCT COSTS;

9 **2.** FUNDING SOURCES;

10 **3.** ONGOING OPERATING COSTS AFTER THE PROJECT IS
11 NO LONGER A MAJOR DEVELOPMENT PROJECT OR EXPEDITED PROJECT,
12 INCLUDING:

13 **A.** COSTS ASSOCIATED WITH PROCURING AND
14 MAINTAINING LICENSES; AND

15 **B.** SUPPORT TO CONTINUOUSLY MAINTAIN AND
16 IMPROVE THE PROJECT OR PRODUCT;

17 **[(2)] (II)** any schedule, cost, and scope changes since the last annual
18 report;

19 **[(3)] (III)** a risk assessment [including any problems identified by any
20 internal or external review and any corrective actions taken; and] PROVIDED BY EITHER
21 THE DEPARTMENT OR THE DESIGNATED UNIT OF STATE GOVERNMENT THAT
22 DETAILS THE IDENTIFIED PROJECT OR PRODUCT RISK, INCLUDING:

23 **1.** A DESCRIPTION OF THE TYPE OF RISK, INCLUDING:

24 **A.** GOVERNANCE;

25 **B.** RESOURCE AVAILABILITY OR CAPABILITY;

26 **C.** FUNDING;

27 **D.** INTERDEPENDENCIES WITH OTHER SYSTEMS;

28 **E.** TECHNICAL ISSUES;

29 **F.** ORGANIZATIONAL CULTURE; OR

1 G. ABILITY TO SUPPORT IN THE LONG TERM; AND

2 2. THE RISK LIKELIHOOD;

3 3. THE RISK PRIORITY;

4 4. THE RISK OWNER;

5 5. PLANNED RISK MITIGATION STRATEGY; AND

6 6. THE RISK STATUS AS OF THE REPORT DATE;

7 (IV) PROJECT TRACKING METRICS, INCLUDING:

8 1. DESCRIBING THE FUNCTIONALITY AND FEATURES
9 THAT HAVE BEEN DELIVERED AS OF THE REPORT DATE; AND

10 2. QUALITATIVE AND QUANTITATIVE DATA SHOWING
11 PROGRESS TOWARDS PROJECT GOALS; AND

12 [(4)] (V) any change in the monitoring or oversight status.

13 (2) THE REPORT SUBMITTED UNDER THIS SUBSECTION:

14 (I) IS CONFIDENTIAL AND NOT SUBJECT TO DISCLOSURE
15 UNDER TITLE 4 OF THE GENERAL PROVISIONS ARTICLE;

16 (II) SHALL COMMUNICATE THE REQUISITE INFORMATION IN A
17 CLEAR AND CONCISE MANNER THAT, TO THE GREATEST EXTENT POSSIBLE, AVOIDS
18 THE USE OF TECHNICAL LANGUAGE OR RELIANCE ON EXISTING INDUSTRY
19 KNOWLEDGE; AND

20 (III) SHALL INCLUDE AN EXECUTIVE SUMMARY OF KEY
21 INFORMATION, INCLUDING:

22 1. THE TOTAL VALUE OF THE PORTFOLIO, INCLUDING:

23 A. ANNUAL DEVELOPMENT COSTS;

24 B. FUNDING SOURCES; AND

25 C. PROJECTED ONGOING OPERATING COSTS OVER THE
26 NEXT 5 YEARS; AND

27 2. A SUMMARY OF NEW PROJECTS INCLUDING:

1 **A. THE ADVANTAGES OF THE NEW PROJECTS; AND**

2 **B. ANY NEW OR INNOVATIVE ASPECTS OF DEVELOPMENT**
3 **PROCESSES.**

4 **(O) (1) THE DEPARTMENT SHALL PUBLISH AND MAINTAIN A PUBLICLY**
5 **AVAILABLE PROJECT AND PORTFOLIO DASHBOARD ON THE DEPARTMENT'S**
6 **WEBSITE.**

7 **(2) THE DASHBOARD SHALL INCLUDE ALL MAJOR INFORMATION**
8 **TECHNOLOGY DEVELOPMENT PROJECTS AND EXPEDITED PROJECTS, ORGANIZED**
9 **BY THE ACCOUNTABLE UNIT OF STATE GOVERNMENT.**

10 **(3) FOR EACH PROJECT, THE DASHBOARD SHALL:**

11 **(I) SPECIFY THE SCHEDULE MANAGEMENT FOR THE PROJECT,**
12 **INCLUDING:**

13 **1. THE PROJECT START DATE;**

14 **2. ESTIMATED LENGTH OF THE PROJECT, BY PHASE;**

15 **3. PLANNED MILESTONES WITH ESTIMATED**
16 **COMPLETION DATES; AND**

17 **4. COMPLETED MILESTONES WITH COMPLETION DATES;**

18 **(II) LIST THE ESTIMATED PROJECT COST;**

19 **(III) LIST THE TOTAL AMOUNT APPROPRIATED FOR THE**
20 **CURRENT FISCAL YEAR;**

21 **(IV) LIST THE TOTAL AMOUNT SPENT DURING THE PRIOR FISCAL**
22 **YEAR, CATEGORIZED BY:**

23 **1. VENDOR COSTS;**

24 **2. AGENCY LABOR;**

25 **3. SOFTWARE LICENSES, SUBSCRIPTIONS, AND OTHER**
26 **COSTS;**

27 **4. OTHER EXPENSES; AND**

1 **5. TOTAL EXPENDITURES;**

2 **(V) FOR PROJECTS IN DEVELOPMENT:**

3 **1. THE PRIOR FISCAL YEAR FORECAST ACCOMPANIED**
 4 **BY ACTUAL DATA AND THE RESULTING VARIANCE; AND**

5 **2. THE CURRENT YEAR FORECAST; AND**

6 **(VI) SUBJECT TO SUBSECTION (P) OF THIS SECTION, IDENTIFY**
 7 **MAJOR PROJECT OR PRODUCT RISKS, INCLUDING:**

8 **1. RISK DESCRIPTION;**

9 **2. RISK IMPACT;**

10 **3. RISK LIKELIHOOD;**

11 **4. MITIGATION STRATEGY; AND**

12 **5. RISK STATUS.**

13 **(P) (1) THE DEPARTMENT MAY REDACT SPECIFIC RISKS IDENTIFIED**
 14 **UNDER SUBSECTION (O)(3)(VI) OF THIS SECTION FROM THE PUBLIC DASHBOARD IF**
 15 **THE DEPARTMENT DETERMINES THAT PUBLIC SHARING OF THE INFORMATION**
 16 **COULD POSE A RISK TO THE PROJECT.**

17 **(2) IF A RISK IS REDACTED FROM THE DASHBOARD, THE**
 18 **INFORMATION SHALL BE SHARED WITH THE LEGISLATIVE POLICY COMMITTEE.**

19 **(3) A RISK REDACTED FROM THE DASHBOARD IS CONFIDENTIAL AND**
 20 **NOT SUBJECT TO DISCLOSURE UNDER TITLE 4 OF THE GENERAL PROVISIONS**
 21 **ARTICLE.**

22 **[(p)] (Q) (1) The Secretary may adopt regulations necessary to carry out this**
 23 **section.**

24 **(2) The Secretary shall adopt regulations necessary to establish a process**
 25 **for units of State government to request and receive funding for an expedited project**
 26 **aligned with the State Modernization Plan that shall:**

27 **(i) allow units of State government to apply for project funding**
 28 **biannually;**

1 (ii) be consistent with the goals and preferences established under
2 Title 14 of this article and encourage small and minority business enterprise vendors; and

3 (iii) provide measures that ensure compliance with this subtitle and
4 the Department's regulations by both vendors and units of State government.

5 **(R) THE CHIEF INFORMATION OFFICER FOR A UNIT OF STATE**
6 **GOVERNMENT WITH A PLANNED OR ONGOING MAJOR INFORMATION TECHNOLOGY**
7 **DEVELOPMENT PROJECT SHALL MEET WITH THE SECRETARY ON A QUARTERLY**
8 **BASIS TO REPORT ON AND DISCUSS THE ONGOING INFORMATION TECHNOLOGY**
9 **DEVELOPMENT PROJECTS, INCLUDING:**

10 **(1) PROJECT BUDGET;**

11 **(2) PROJECT VENDOR PERFORMANCE OR NONPERFORMANCE;**

12 **(3) PROJECT SCOPE;**

13 **(4) PROJECT SCHEDULE;**

14 **(5) THE CAPACITY OF THE UNIT TO IMPLEMENT THE PROJECT; AND**

15 **(6) ANY OTHER ITEMS THE SECRETARY DEEMS RELEVANT TO THE**
16 **SUCCESSFUL IMPLEMENTATION OF THE PROJECT.**

17 **SUBTITLE 9. MARYLAND OFFICE OF DIGITAL EXPERIENCE.**

18 **3.5-901.**

19 **(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS**
20 **INDICATED.**

21 **(B) "DIVISION" MEANS THE MAJOR INFORMATION TECHNOLOGY**
22 **DEVELOPMENT PROJECT OVERSIGHT DIVISION.**

23 **(C) "OFFICE" MEANS THE MARYLAND OFFICE OF DIGITAL EXPERIENCE.**

24 **(D) "SERVICE" MEANS THE MARYLAND DIGITAL SERVICE UNIT.**

25 **3.5-902.**

26 **(A) THERE IS A MARYLAND OFFICE OF DIGITAL EXPERIENCE.**

27 **(B) THE PURPOSE OF THE OFFICE IS TO:**

1 **(1) PROVIDE OVERSIGHT, LEADERSHIP, INTERVENTION, AND**
2 **STRATEGIC MODERNIZATION FOR MAJOR INFORMATION TECHNOLOGY**
3 **DEVELOPMENT PROJECTS, INCLUDING LARGE-SCALE, HIGH IMPACT,**
4 **MULTI-AGENCY PROJECTS, IN A TRANSPARENT MANNER THAT ENSURES A POSITIVE**
5 **RETURN ON INVESTMENT; AND**

6 **(2) DIRECT THE DEVELOPMENT OF MODERNIZED SYSTEMS IN A**
7 **MANNER THAT:**

8 **(I) WHEN APPROPRIATE, PRIORITIZES A PRODUCT-BASED**
9 **APPROACH TO THE DEVELOPMENT OF MODERNIZED SYSTEMS OVER A**
10 **PROJECT-BASED APPROACH;**

11 **(II) IS COST-EFFECTIVE;**

12 **(III) LOWERS RISKS;**

13 **(IV) DELIVERS VALUE FASTER; AND**

14 **(V) OTHERWISE IMPROVES THE DELIVERY OF SERVICES FOR**
15 **RESIDENTS OF THE STATE.**

16 **3.5-903.**

17 **THE SECRETARY SHALL APPOINT A CHIEF DIGITAL EXPERIENCE OFFICER TO**
18 **SERVE AS THE HEAD OF THE OFFICE.**

19 **3.5-904.**

20 **(A) (1) THE OFFICE MAY EMPLOY OR RETAIN REGULAR OR**
21 **CONTRACTUAL EMPLOYEES AT THE DISCRETION OF THE CHIEF DIGITAL SERVICES**
22 **OFFICER AND CHIEF OF THE DIVISION AS NECESSARY TO MEET THE**
23 **REQUIREMENTS OF THE OFFICE.**

24 **(2) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE**
25 **CHIEF DIGITAL SERVICES OFFICER AND CHIEF OF THE DIVISION MAY SET THE**
26 **COMPENSATION FOR OFFICE EMPLOYEES.**

27 **(II) THE SECRETARY OF BUDGET AND MANAGEMENT SHALL**
28 **APPROVE ANY COMPENSATION PROPOSED UNDER THIS SUBSECTION.**

29 **(B) THE OFFICE MAY USE A SHORT-TERM CONTRACT OR CONTRACTUAL**
30 **HIRING TO SUPPORT HUMAN RESOURCE NEEDS TO SUPPORT THE RAPID HIRING OF**
31 **OFFICE EMPLOYEES AND CONTRACTORS.**

1 (C) TO MEET THE REQUIREMENTS OF THIS SUBTITLE, THE OFFICE MAY
2 REQUIRE A UNIT TO PROVIDE REIMBURSEMENT FOR SERVICES PROVIDED BY THE
3 OFFICE FROM FUNDS PROVIDED TO THE UNIT FROM THE INFORMATION
4 TECHNOLOGY INVESTMENT FUND OR OTHER FUNDS ALLOCATED TO THE UNIT FOR
5 AN INFORMATION TECHNOLOGY PROJECT OR PRODUCT.

6 3.5-905.

7 (A) THERE IS A MARYLAND DIGITAL SERVICE UNIT IN THE OFFICE.

8 (B) THE SERVICE SHALL COLLABORATE WITH UNITS OF STATE
9 GOVERNMENT TO SUPPORT IMPROVED SERVICE DELIVERY TO STATE RESIDENTS
10 AND AGENCY STAFF TO IMPLEMENT:

11 (1) USER-CENTERED DESIGN;

12 (2) SOFTWARE DEVELOPMENT; AND

13 (3) PROJECT MANAGEMENT BEST PRACTICES.

14 (C) THE SERVICE IS RESPONSIBLE FOR:

15 (1) ASSISTING UNITS OF STATE GOVERNMENT TO PRIORITIZE THE
16 DEVELOPMENT AND PROCUREMENT OF USER-FRIENDLY, ACCESSIBLE, AND
17 MULTILINGUAL DIGITAL PLATFORMS TO ENSURE THAT ALL STATE RESIDENTS,
18 INCLUDING THOSE WITH DISABILITIES, CAN EASILY ACCESS AND USE GOVERNMENT
19 SERVICES AND INFORMATION;

20 (2) WORKING COLLABORATIVELY WITH UNITS OF STATE
21 GOVERNMENT TO:

22 (i) CONSOLIDATE AND STREAMLINE STATE WEBSITES AND
23 DIGITAL APPLICATIONS TO REDUCE REDUNDANCY, COMPLEXITY, AND
24 MAINTENANCE COSTS; AND

25 (ii) PRIORITIZE PROJECTS THAT ARE FINANCIALLY EFFICIENT
26 AND DRIVE POSITIVE OUTCOMES FOR STATE RESIDENTS; AND

27 (3) OVERSEEING THE IMPLEMENTATION OF USER-CENTERED DESIGN
28 PRINCIPLES, ACCESSIBILITY STANDARDS, AND BEST PRACTICES ACROSS UNITS OF
29 STATE GOVERNMENT.

1 (D) UNITS OF STATE GOVERNMENT SHALL COLLABORATE WITH THE
2 SERVICE TO ENSURE THAT THE ALIGNMENT AND FUNDING OF A DIGITAL INITIATIVE
3 IS CONSISTENT WITH:

4 (1) THE OVERALL GOALS AND PRIORITIES OF THE STATE; AND

5 (2) THE STATEWIDE INFORMATION TECHNOLOGY MASTER PLAN.

6 3.5-906.

7 (A) THERE IS MAJOR INFORMATION TECHNOLOGY DEVELOPMENT
8 PROJECT OVERSIGHT DIVISION IN THE OFFICE.

9 (B) THE DIVISION, IN CONSULTATION WITH THE DEPARTMENT, SHALL:

10 (1) ADOPT NEW STANDARDS BY WHICH MAJOR INFORMATION
11 TECHNOLOGY DEVELOPMENT PROJECTS AND EXPEDITED PROJECTS ARE REQUIRED
12 TO COMPLY, IN ALIGNMENT WITH THE STATE SYSTEM DEVELOPMENT LIFE CYCLE;

13 (2) MONITOR THE PERFORMANCE OF PROJECT MANAGEMENT TEAMS
14 FOR MAJOR INFORMATION TECHNOLOGY DEVELOPMENT PROJECTS AND
15 EXPEDITED PROJECTS AND ENSURE THE TEAMS HAVE THE APPROPRIATE TALENT
16 AND EXPERTISE NECESSARY TO DELIVER THE INTENDED PROJECT VALUE; AND

17 (3) PROVIDE EXPERTISE, SUPPORT, AND INTERVENTION AS
18 NECESSARY FOR THE PROJECT MANAGEMENT TEAM TO SUCCESSFULLY IMPLEMENT
19 A PROJECT IN A MANNER CONSISTENT WITH STANDARDS ADOPTED UNDER ITEM (1)
20 OF THIS SUBSECTION.

21 (C) THE DIVISION SHALL ESTABLISH AND STAFF A DISCOVERY TEAM TO
22 DEPLOY TEAM MEMBERS TO HELP UNITS OF STATE GOVERNMENT ASSIST THE UNIT
23 IN IDENTIFYING:

24 (1) WHAT PROBLEM THE USE OF AN INFORMATION TECHNOLOGY
25 PROJECT OR PRODUCT IS SOLVING;

26 (2) WHO THE USERS OF THE PROJECT OR PRODUCT WILL BE;

27 (3) WHAT A SUCCESSFUL SOLUTION WOULD LOOK LIKE; AND

28 (4) OTHER ISSUES TO ENSURE SUCCESSFUL IMPLEMENTATION OF
29 THE PROJECT OR PRODUCT.

1 (D) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE SECRETARY
2 MAY DELEGATE ANY MAJOR INFORMATION TECHNOLOGY DEVELOPMENT PROJECT
3 TO THE DIVISION THAT THE SECRETARY DETERMINES IS APPROPRIATE TO SERVE
4 AS A PILOT PROJECT FOR THE DIVISION TO PROVIDE THE SERVICES DESCRIBED IN
5 THIS SECTION.

6 3.5-907.

7 BEGINNING DECEMBER 31, 2025, AND EACH JULY 1 AND DECEMBER 31
8 THEREAFTER, THE DEPARTMENT OF GENERAL SERVICES, IN CONSULTATION WITH
9 THE DEPARTMENT, SHALL REPORT TO THE SENATE BUDGET AND TAXATION
10 COMMITTEE AND THE HOUSE HEALTH AND GOVERNMENT OPERATIONS
11 COMMITTEE, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT
12 ARTICLE, ON ANY PROJECTS OVER \$1,000,000 UNDERTAKEN BY A UNIT OF STATE
13 GOVERNMENT UNDER A MASTER CONTRACT FOR STATEWIDE AGILE RESOURCES
14 AND TEAMS CONTRACT OR WORK ORDER APPROVED BY THE BOARD OF PUBLIC
15 WORKS IN FISCAL YEAR 2025, INCLUDING:

16 (1) THE CONTRACT OR WORK ORDER AMOUNT AND TOTAL ESTIMATED
17 PROJECT COST;

18 (2) WHETHER THE SECRETARY OF GENERAL SERVICES AND THE
19 SECRETARY HAVE DETERMINED THAT THE UNIT HAS THE INTERNAL CAPACITY TO
20 ADEQUATELY SUPPORT THE PROJECT AND PROGRAM MANAGEMENT
21 RESPONSIBILITIES, INCLUDING ADEQUATE:

22 (I) HUMAN CAPITAL;

23 (II) SUBJECT MATTER EXPERTISE; AND

24 (III) TECHNICAL INFRASTRUCTURE;

25 (3) WHETHER THE HEAD OF THE UNIT ACCEPTED ACCOUNTABILITY
26 FOR THE OVERSIGHT AND IMPLEMENTATION OF THE PROJECT;

27 (4) THE MEMBERS OF THE PROJECT MANAGEMENT TEAM; AND

28 (5) AFFIRMATIVE AGREEMENTS THAT, AS PART OF THE CONTRACT OR
29 WORK ORDER APPROVAL, THE UNIT OF STATE GOVERNMENT SUBMITS A REPORT
30 REGARDING PROJECT STATUS TO THE DEPARTMENT EVERY 3 MONTHS.

31 Article – State Government

32 2-411.

1 **(A) IN THIS SECTION, "BOARD" MEANS THE INFORMATION TECHNOLOGY**
2 **ADVISORY BOARD.**

3 **(B) THERE IS AN INFORMATION TECHNOLOGY ADVISORY BOARD TO**
4 **ADVISE THE LEGISLATIVE POLICY COMMITTEE.**

5 **(C) (1) THE BOARD CONSISTS OF EIGHT MEMBERS OF THE PUBLIC WITH**
6 **EXPERTISE IN:**

7 **(I) ENTERPRISE INFORMATION TECHNOLOGY MANAGEMENT**
8 **EXPERIENCE; AND**

9 **(II) SPECIFIC TECHNOLOGY EXPERIENCE, INCLUDING**
10 **EXPERIENCE WITH ARTIFICIAL INTELLIGENCE AND CYBERSECURITY.**

11 **(2) (I) THE PRESIDENT OF THE SENATE SHALL APPOINT FOUR OF**
12 **THE BOARD MEMBERS.**

13 **(II) THE SPEAKER OF THE HOUSE SHALL APPOINT FOUR OF**
14 **THE BOARD MEMBERS.**

15 **(3) THE PRESIDENT AND THE SPEAKER SHALL JOINTLY DESIGNATE**
16 **A MEMBER TO SERVE AS CHAIR OF THE BOARD.**

17 **(D) A MEMBER OF THE BOARD:**

18 **(1) (I) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE**
19 **BOARD; BUT**

20 **(II) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER**
21 **THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE**
22 **BUDGET;**

23 **(2) IS SUBJECT TO THE PUBLIC ETHICS LAW; AND**

24 **(3) SHALL DISCLOSE TO THE STATE ETHICS COMMISSION IF THE**
25 **MEMBER:**

26 **(I) IS EMPLOYED BY AN ENTITY THAT CURRENTLY DOES**
27 **BUSINESS WITH THE STATE THAT IS RELATED TO THE MATTERS BEFORE THE**
28 **BOARD; OR**

1 (II) HAS A FINANCIAL INTEREST IN AN ENTITY THAT CURRENTLY
2 DOES BUSINESS WITH THE STATE THAT IS RELATED TO THE MATTERS BEFORE THE
3 BOARD.

4 (E) THE BOARD SHALL BE STAFFED BY THE DEPARTMENT OF LEGISLATIVE
5 SERVICES.

6 (F) THE BOARD SHALL:

7 (1) SERVE AS AN EXPERT ADVISORY ENTITY TO THE GENERAL
8 ASSEMBLY; AND

9 (2) REVIEW ANY STATE REPORTS OR OTHER AVAILABLE
10 INFORMATION REGARDING EXISTING MAJOR INFORMATION TECHNOLOGY
11 DEVELOPMENT PROJECTS, INCLUDING:

12 (I) PROJECT MANAGEMENT AND OVERSIGHT REPORTS
13 PROVIDED CONFIDENTIALLY TO THE DEPARTMENT OF LEGISLATIVE SERVICES;

14 (II) ANY CONFIDENTIAL INFORMATION REGARDING PROJECT
15 RISKS SUBMITTED TO THE LEGISLATIVE POLICY COMMITTEE;

16 (III) THE STATE MODERNIZATION PLAN;

17 (IV) LEGACY SYSTEM STANDARDS, INVENTORY, AND FUNDING
18 PROJECTIONS;

19 (V) STATE USE OF THE INFORMATION TECHNOLOGY
20 INVESTMENT MATURITY MODEL;

21 (VI) THE STATE CENTRALIZATION STRATEGIES FOR:

22 1. INFORMATION TECHNOLOGY MANAGEMENT; AND

23 2. CYBERSECURITY; AND

24 (VII) THE STATE ARTIFICIAL INTELLIGENCE ROADMAP
25 DEVELOPED BY THE GOVERNOR'S ARTIFICIAL INTELLIGENCE SUBCABINET.

26 (G) ON OR BEFORE DECEMBER 15 EACH YEAR, THE BOARD SHALL SUBMIT
27 TO THE LEGISLATIVE POLICY COMMITTEE AND THE JOINT COMMITTEE ON
28 CYBERSECURITY, INFORMATION TECHNOLOGY, AND BIOTECHNOLOGY, IN
29 ACCORDANCE WITH § 2-1257 OF THIS TITLE, A REPORT THAT:

1 (1) INTERPRETS AND SUMMARIZES THE REPORTS AND OTHER
 2 INFORMATION REVIEWED UNDER SUBSECTION (F)(2) OF THIS SECTION;

3 (2) PROVIDES ADVICE TO THE STATE BASED ON THE REPORTS AND
 4 OTHER INFORMATION REVIEWED; AND

5 (3) COMMUNICATES THE REQUISITE INFORMATION IN A CLEAR AND
 6 CONCISE MANNER THAT, TO THE GREATEST EXTENT POSSIBLE, AVOIDS THE USE OF
 7 TECHNICAL LANGUAGE OR RELIANCE ON EXISTING INDUSTRY KNOWLEDGE.

8 Chapter 497 of the Acts of 2024

9 [SECTION 4. AND BE IT FURTHER ENACTED, That, on or before December 1,
 10 2024, the Joint Audit and Evaluation Committee, in consultation with the Joint Committee
 11 on Cybersecurity, Information Technology, and Biotechnology, shall study and make
 12 recommendations for any statutory and operational changes necessary to address the
 13 findings of the audit issued on April 2, 2024, by the Office of Legislative Audits in the
 14 Department of Legislative Services and shall report on any recommendations for statutory
 15 changes to the Governor and, in accordance with § 2-1257 of the State Government Article,
 16 the General Assembly, including the Senate Budget and Taxation Committee, the Senate
 17 Committee on Education, Energy, and the Environment, the House Appropriations
 18 Committee, and the House Health and Government Operations Committee.]

19 ~~3.5-309.~~

20 ~~(a) There is an Information Technology Investment Fund.~~

21 ~~(n) (1) On or before [November] OCTOBER 1 of each year, the Secretary shall~~
 22 ~~report to the Governor and the Secretary of Budget and Management and, in accordance~~
 23 ~~with § 2-1257 of the State Government Article, to the Senate Budget and Taxation~~
 24 ~~Committee, the Senate Committee on Education, Energy, and the Environment, the House~~
 25 ~~Appropriations Committee, the House Health and Government Operations Committee, and~~
 26 ~~the Joint Committee on Cybersecurity, Information Technology, and Biotechnology.~~

27 ~~(2) The report shall include:~~

28 ~~(i) the financial status of the Fund and a summary of its operations~~
 29 ~~for the preceding fiscal year;~~

30 ~~(ii) an accounting for the preceding fiscal year of all money from each~~
 31 ~~of the revenue sources specified in subsection (e) of this section, including any expenditures~~
 32 ~~made from the Fund; and~~

33 ~~(iii) for each project receiving money from the Fund in the preceding~~
 34 ~~fiscal year and for each major information technology development project or expedited~~
 35 ~~project receiving funding from any source other than the Fund in the preceding fiscal year.~~

~~1. A BRIEF DESCRIPTION OF THE PROJECT, INCLUDING MAJOR CUSTOMERS AND INTERDEPENDENCIES WITH OTHER SYSTEMS;~~

~~2. AN ANALYSIS OF HOW THE PROJECT GOALS PROVIDE AN ADVANTAGE OVER CURRENT AGENCY OPERATIONS, INCLUDING A DESCRIPTION OF KEY PROJECT GOALS, CRITICAL SUCCESS FACTORS, HOW THE PROJECT SUPPORTS THE BUSINESS PROCESS, AND WHETHER THE SUCCESSFUL PROJECT WILL PROVIDE A BASIS FOR A FUTURE PROJECT AT THE SAME OR ANY OTHER UNIT OF STATE GOVERNMENT;~~

~~3. A DESCRIPTION OF TECHNOLOGIES EMPLOYED IN THE PROJECT;~~

~~4. AN ASSESSMENT OF THE VENDOR POOL OF LIKELY BIDDERS OR OFFERORS;~~

~~5. A DESCRIPTION OF THE PROCESS USED TO DEVELOP THE PROJECT;~~

~~6. AN OVERVIEW OF THE PROJECT SCHEDULE, INCLUDING ANY INTERMEDIATE PROJECT DEADLINES;~~

~~[1.] 7. the status of the project and project funding decisions;~~

~~[2.] 8. a comparison of estimated and actual costs of the project;~~

~~[3.] 9. any known or anticipated changes in scope or costs of the project;~~

~~10. A DESCRIPTION OF ANY ONGOING OPERATING EXPENSES AS A RESULT OF THE PROJECT AND A TIMELINE OF WHEN THOSE COSTS WILL BE INCURRED;~~

~~[4.] 11. an evaluation of whether the project is using best practices; and~~

~~[5.] 12. a summary of any monitoring and oversight of the project from outside the agency in which the project is being developed, including a description of any problems identified by any external review and any corrective actions taken.~~

~~(3) THE REPORT SUBMITTED UNDER THIS SUBSECTION SHALL BE:~~

1 ~~(I) WRITTEN, AS PRACTICABLE, IN A MANNER THAT IS CLEAR,~~
 2 ~~CONCISE, AND WELL ORGANIZED AND AVOIDS TECHNICAL JARGON;~~

3 ~~(II) STRUCTURED TO INCLUDE AN EXECUTIVE SUMMARY OF KEY~~
 4 ~~INFORMATION THAT HIGHLIGHTS ACTION ITEMS AND DECISION POINTS; AND~~

5 ~~(III) MADE PUBLICLY AVAILABLE ON THE DEPARTMENT'S~~
 6 ~~WEBSITE.~~

7 ~~(e) (1) On or before January 15 of each year, for each major information~~
 8 ~~technology development project or expedited project currently in development or for which~~
 9 ~~operations and maintenance funding is being provided in accordance with subsection (i)(3)~~
 10 ~~of this section, subject to § 2-1257 of the State Government Article, the Secretary shall~~
 11 ~~provide a summary report to the Department of Legislative Services with the most~~
 12 ~~up-to-date project information including:~~

13 ~~[(1)] (I) project funding decisions and project status, INCLUDING:~~

14 ~~1. ANNUAL DEVELOPMENT COSTS;~~

15 ~~2. FUNDING SOURCES; AND~~

16 ~~3. ONGOING OPERATING COSTS, INCLUDING LICENSES~~
 17 ~~AND SUPPORT TO MAINTAIN AND UPDATE THE SYSTEM;~~

18 ~~[(2)] (II) any schedule, cost, and scope changes since the [last annual]~~
 19 ~~report REQUIRED UNDER SUBSECTION (N) OF THIS SECTION WAS SUBMITTED;~~

20 ~~[(3)] (III) a risk assessment THAT GIVES A DETAILED DESCRIPTION OF~~
 21 ~~THE RISK IDENTIFIED, including:~~

22 ~~1. TYPE OF RISK IDENTIFIED, INCLUDING AGENCY~~
 23 ~~GOVERNANCE, STAFF RESOURCE AVAILABILITY OR TRAINING, FUNDING,~~
 24 ~~INTERDEPENDENCIES WITH OTHER SYSTEMS, TECHNICAL ISSUES,~~
 25 ~~ORGANIZATIONAL CULTURE, OR LONG TERM SUPPORTABILITY; AND~~

26 ~~2. any problems identified by any internal or external review~~
 27 ~~and any corrective actions taken; [and]~~

28 ~~(IV) PROJECT TRACKING METRICS, INCLUDING:~~

29 ~~1. PROJECT DEADLINES AND ASSOCIATED~~
 30 ~~DELIVERABLES; AND~~

~~2. A DESCRIPTION OF ANY CHANGES IN SCOPE, TIMELINE, AND COSTS; AND~~

~~[(4)] (v) any change in the monitoring or oversight status.~~

~~(2) THE REPORT SUBMITTED UNDER THIS SUBSECTION SHALL BE:~~

~~(i) WRITTEN, AS PRACTICABLE, IN A MANNER THAT IS CLEAR, CONCISE, AND WELL ORGANIZED AND AVOIDS TECHNICAL JARGON;~~

~~(ii) STRUCTURED TO INCLUDE AN EXECUTIVE SUMMARY OF KEY INFORMATION THAT HIGHLIGHTS ACTION ITEMS AND DECISION POINTS; AND~~

~~(iii) MADE PUBLICLY AVAILABLE ON THE DEPARTMENT'S WEBSITE.~~

SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 3.5–316 of Article – State Finance and Procurement of the Annotated Code of Maryland be repealed.

SECTION 3. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2026, the Secretary of Budget and Management, with the approval of the Governor, to meet the requirements of this Act, may transfer by budget amendment to the Maryland Office of Digital Experience, as enacted by Section 1 of this Act, the following appropriations included in the fiscal year 2026 operating budget, as enacted by Chapter (H.B. 350) of the Acts of the General Assembly of 2025:

(1) up to \$4,300,000 in staff augmentation funds; and

(2) up to 20% of the remaining appropriation to the Information Technology Investment Fund under § 3.5–309 of the State Finance and Procurement Article.

SECTION 4. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law:

(1) on or before June 30, 2026, the Governor may transfer to the Maryland Office of Digital Experience, as enacted by Section 1 of this Act, up to 50 positions, vacant or filled, along with the associated funds and unexpended appropriations that were included in the fiscal year 2026 operating budget, as enacted by Chapter (H.B. 350) of the Acts of the General Assembly of 2025; and

(2) an individual who is a permanent or contractual staff member in a budgeted position in the Department of Information Technology or a unit of the State executive branch whose position is transferred to the Maryland Office of Digital Experience shall be transferred without any decrease to or loss of the individual's rights, pay, status, working conditions, benefits, or retirement benefit status.

1 SECTION 5. AND BE IT FURTHER ENACTED, That, in fiscal year 2026, the
2 Department of Information Technology:

3 (1) shall work with units of State government to find economies of scale
4 through use of one statewide productivity suite under one State license but may provide for
5 specific exceptions as necessary to meet specific unit needs;

6 (2) shall identify any other technology licensing or costs that could be
7 reduced with a statewide contract for licensing or services; and

8 (3) provide that any savings identified through the provisions of this
9 section shall accrue to the Information Technology Investment Fund to assist in
10 implementing the provisions of this Act.

11 SECTION 6. AND BE IT FURTHER ENACTED, That in fiscal year 2026, except for
12 funds transferred under Sections 3 and 4 of this Act, no additional general funds beyond
13 those appropriated for the Department of Information Technology in the fiscal year 2026
14 operating budget, as enacted by Chapter (H.B. 350) of the Acts of the General Assembly
15 of 2025, may be used to implement this Act.

16 SECTION 7. AND BE IT FURTHER ENACTED, That the Senate Budget and
17 Taxation Committee and the House Health and Government Operations Committee shall
18 convene a workgroup to evaluate the provisions of this Act, including:

19 (1) the duties and responsibilities that should be assigned to the
20 Department of Information Technology, the Maryland Office of Digital Experience, the
21 Major Information Technology Development Project Oversight Division, the Maryland
22 Digital Service Unit, or other offices in the Department;

23 (2) what, if any, additional actions should be taken to ensure adequate
24 resolution of the findings made by the Office of Legislative Audits in 2024;

25 (3) whether it would be efficient and effective to have a Department of
26 Information Technology employee embedded on-site in units of State government with a
27 major information technology development project to assist in project management, to
28 provide expertise, and to serve as a liaison between the unit and the Department;

29 (4) whether additional or independent procurement authority should be
30 given to the Department of Information Technology; and

31 (5) whether there are more efficient and effective ways or mechanisms,
32 including establishment of an independent information technology project management
33 authority to provide project and program management and implementation.

34 SECTION ~~7~~ 8. AND BE IT FURTHER ENACTED, That this Act shall take effect
35 June 1, 2025.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.