

HOUSE BILL 419

P1

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CF 2lr0028

By: **The Speaker (By Request – Administration) and Delegates Anderton, Boteler, Buckel, Ghrist, Hartman, Hornberger, Howard, Jacobs, Kipke, Krebs, Long, Mangione, McComas, McKay, Metzgar, Morgan, Munoz, Novotny, Otto, Parrott, Reilly, Saab, Shoemaker, Szeliga, Thiam, and Wivell**

Introduced and read first time: January 19, 2022

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **State Government – Information Technology – Cybersecurity**

3 FOR the purpose of codifying the establishment of the Office of Security Management
4 within the Department of Information Technology, the position of State Chief
5 Information Security Officer, and the Maryland Cybersecurity Coordinating Council;
6 altering the membership of the Council; requiring each unit of the Legislative
7 Branch or Judicial Branch of State government that uses a certain network to certify
8 certain compliance to the Department on or before a certain date each year; requiring
9 each agency and unit of the Executive Branch of State government to submit a
10 certain report to the Governor on or before a certain date; and generally relating to
11 information technology.

12 BY renumbering

13 Article – State Finance and Procurement
14 Section 3A–101 through 3A–702, respectively, and the title “Title 3A. Department of
15 Information Technology”
16 to be Section 3.5–101 through 3.5–702, respectively, and the title “Title 3.5.
17 Department of Information Technology”
18 Annotated Code of Maryland
19 (2021 Replacement Volume)

20 BY repealing and reenacting, with amendments,

21 Article – Criminal Procedure
22 Section 10–221(b)
23 Annotated Code of Maryland
24 (2018 Replacement Volume and 2021 Supplement)

25 BY repealing and reenacting, with amendments,

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 Article – Health – General
2 Section 21–2C–03(h)(2)(i)
3 Annotated Code of Maryland
4 (2019 Replacement Volume and 2021 Supplement)
- 5 BY repealing and reenacting, with amendments,
6 Article – Human Services
7 Section 7–806(a), (b)(1), (c)(1), (d)(1) and (2)(i), and (g)(1)
8 Annotated Code of Maryland
9 (2019 Replacement Volume and 2021 Supplement)
- 10 BY repealing and reenacting, with amendments,
11 Article – Insurance
12 Section 31–103(a)(2)(i) and (b)(2)
13 Annotated Code of Maryland
14 (2017 Replacement Volume and 2021 Supplement)
- 15 BY repealing and reenacting, with amendments,
16 Article – Natural Resources
17 Section 1–403(c)
18 Annotated Code of Maryland
19 (2018 Replacement Volume and 2021 Supplement)
- 20 BY repealing and reenacting, without amendments,
21 Article – State Finance and Procurement
22 Section 3.5–101(a) and (e)
23 Annotated Code of Maryland
24 (2021 Replacement Volume)
25 (As enacted by Section 1 of this Act)
- 26 BY adding to
27 Article – State Finance and Procurement
28 Section 3.5–2A–01 through 3.5–2A–05 to be under the new subtitle “Subtitle 2A.
29 Office of Security Management”
30 Annotated Code of Maryland
31 (2021 Replacement Volume)
- 32 BY repealing and reenacting, with amendments,
33 Article – State Finance and Procurement
34 Section 3.5–301, 3.5–302(c), 3.5–303(c)(2)(ii)2., 3.5–307(a)(2), 3.5–309(c)(2), (i)(3),
35 and (l)(1)(i), 3.5–311(a)(2)(i), and 3.5–404
36 Annotated Code of Maryland
37 (2021 Replacement Volume)
38 (As enacted by Section 1 of this Act)
- 39 BY repealing and reenacting, with amendments,
40 Article – State Finance and Procurement

1 Section 12–107(b)(2)(i)10. and 11.
2 Annotated Code of Maryland
3 (2021 Replacement Volume)

4 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
5 That Section(s) 3A–101 through 3A–702, respectively, and the title “Title 3A. Department
6 of Information Technology” of Article – State Finance and Procurement of the Annotated
7 Code of Maryland be renumbered to be Section(s) 3.5–101 through 3.5–702, respectively,
8 and the title “Title 3.5. Department of Information Technology”.

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

11 **Article – Criminal Procedure**

12 10–221.

13 (b) Subject to Title [3A] **3.5**, Subtitle 3 of the State Finance and Procurement
14 Article, the regulations adopted by the Secretary under subsection (a)(1) of this section and
15 the rules adopted by the Court of Appeals under subsection (a)(2) of this section shall:

16 (1) regulate the collection, reporting, and dissemination of criminal history
17 record information by a court and criminal justice units;

18 (2) ensure the security of the criminal justice information system and
19 criminal history record information reported to and collected from it;

20 (3) regulate the dissemination of criminal history record information in
21 accordance with Subtitle 1 of this title and this subtitle;

22 (4) regulate the procedures for inspecting and challenging criminal history
23 record information;

24 (5) regulate the auditing of criminal justice units to ensure that criminal
25 history record information is:

26 (i) accurate and complete; and

27 (ii) collected, reported, and disseminated in accordance with Subtitle
28 1 of this title and this subtitle;

29 (6) regulate the development and content of agreements between the
30 Central Repository and criminal justice units and noncriminal justice units; and

31 (7) regulate the development of a fee schedule and provide for the collection
32 of the fees for obtaining criminal history record information for other than criminal justice
33 purposes.

1 **Article – Health – General**

2 21–2C–03.

3 (h) (2) The Board is subject to the following provisions of the State Finance
4 and Procurement Article:

5 (i) Title [3A] **3.5**, Subtitle 3 (Information Processing **AND**
6 **SECURITY**), to the extent that the Secretary of Information Technology determines that
7 an information technology project of the Board is a major information technology
8 development project;

9 **Article – Human Services**

10 7–806.

11 (a) (1) Subject to paragraph (2) of this subsection, the programs under §
12 7–804(a) of this subtitle, § 7–902(a) of this title, and [§ 3A–702] **§ 3.5–702** of the State
13 Finance and Procurement Article shall be funded as provided in the State budget.

14 (2) For fiscal year 2019 and each fiscal year thereafter, the program under
15 [§ 3A–702] **§ 3.5–702** of the State Finance and Procurement Article shall be funded at an
16 amount that:

17 (i) is equal to the cost that the Department of Aging is expected to
18 incur for the upcoming fiscal year to provide the service and administer the program; and

19 (ii) does not exceed 5 cents per month for each account out of the
20 surcharge amount authorized under subsection (c) of this section.

21 (b) (1) There is a Universal Service Trust Fund created for the purpose of
22 paying the costs of maintaining and operating the programs under:

23 (i) § 7–804(a) of this subtitle, subject to the limitations and controls
24 provided in this subtitle;

25 (ii) § 7–902(a) of this title, subject to the limitations and controls
26 provided in Subtitle 9 of this title; and

27 (iii) [§ 3A–702] **§ 3.5–702** of the State Finance and Procurement
28 Article, subject to the limitations and controls provided in Title [3A] **3.5**, Subtitle 7 of the
29 State Finance and Procurement Article.

30 (c) (1) The costs of the programs under § 7–804(a) of this subtitle, § 7–902(a)
31 of this title, and [§ 3A–702] **§ 3.5–702** of the State Finance and Procurement Article shall

1 be funded by revenues generated by:

2 (i) a surcharge to be paid by the subscribers to a communications
3 service; and

4 (ii) other funds as provided in the State budget.

5 (d) (1) The Secretary shall annually certify to the Public Service Commission
6 the costs of the programs under § 7–804(a) of this subtitle, § 7–902(a) of this title, and [§
7 3A–702] § 3.5–702 of the State Finance and Procurement Article to be paid by the
8 Universal Service Trust Fund for the following fiscal year.

9 (2) (i) The Public Service Commission shall determine the surcharge
10 for the following fiscal year necessary to fund the programs under § 7–804(a) of this subtitle,
11 § 7–902(a) of this title, and [§ 3A–702] § 3.5–702 of the State Finance and Procurement
12 Article.

13 (g) (1) The Legislative Auditor may conduct postaudits of a fiscal and
14 compliance nature of the Universal Service Trust Fund and the expenditures made for
15 purposes of § 7–804(a) of this subtitle, § 7–902(a) of this title, and [§ 3A–702] § 3.5–702 of
16 the State Finance and Procurement Article.

17 Article – Insurance

18 31–103.

19 (a) The Exchange is subject to:

20 (2) the following provisions of the State Finance and Procurement Article:

21 (i) Title [3A] 3.5, Subtitle 3 (Information Processing AND
22 SECURITY), to the extent that the Secretary of Information Technology determines that
23 an information technology project of the Exchange is a major information technology
24 development project;

25 (b) The Exchange is not subject to:

26 (2) Title [3A] 3.5, Subtitle 3 (Information Processing AND SECURITY) of
27 the State Finance and Procurement Article, except to the extent determined by the
28 Secretary of Information Technology under subsection (a)(2)(i) of this section;

29 Article – Natural Resources

30 1–403.

31 (c) The Department shall develop the electronic system consistent with the

1 statewide information technology master plan developed under Title [3A] 3.5, Subtitle 3 of
2 the State Finance and Procurement Article.

3 **Article – State Finance and Procurement**

4 3.5–101.

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

6 (e) “Unit of State government” means an agency or unit of the Executive Branch
7 of State government.

8 **SUBTITLE 2A. OFFICE OF SECURITY MANAGEMENT.**

9 **3.5–2A–01.**

10 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
11 INDICATED.

12 (B) “COUNCIL” MEANS THE MARYLAND CYBERSECURITY COORDINATING
13 COUNCIL.

14 (C) “INFORMATION SYSTEM” HAS THE MEANING STATED IN § 3.5–301 OF
15 THIS TITLE.

16 (D) “OFFICE” MEANS THE OFFICE OF SECURITY MANAGEMENT.

17 **3.5–2A–02.**

18 **THERE IS AN OFFICE OF SECURITY MANAGEMENT WITHIN THE DEPARTMENT.**

19 **3.5–2A–03.**

20 (A) THE HEAD OF THE OFFICE IS THE STATE CHIEF INFORMATION
21 SECURITY OFFICER.

22 (B) THE STATE CHIEF INFORMATION SECURITY OFFICER SHALL:

23 (1) BE APPOINTED BY AND SERVE AT THE PLEASURE OF THE
24 GOVERNOR; AND

25 (2) BE SUPERVISED BY THE SECRETARY.

26 (C) THE STATE CHIEF INFORMATION SECURITY OFFICER SHALL PROVIDE

1 CYBERSECURITY ADVICE AND RECOMMENDATIONS TO THE GOVERNOR ON
2 REQUEST.

3 **3.5-2A-04.**

4 (A) THE OFFICE IS RESPONSIBLE FOR THE CREATION, DIRECTION,
5 COORDINATION, AND IMPLEMENTATION OF THE OVERALL CYBERSECURITY
6 STRATEGY AND POLICY FOR UNITS OF STATE GOVERNMENT.

7 (B) THE OFFICE SHALL:

8 (1) ESTABLISH STANDARDS TO CATEGORIZE ALL INFORMATION
9 SYSTEMS MAINTAINED BY OR ON BEHALF OF EACH UNIT OF STATE GOVERNMENT;

10 (2) DEVELOP GUIDELINES GOVERNING THE TYPES OF INFORMATION
11 AND INFORMATION SYSTEMS TO BE INCLUDED IN EACH CATEGORY;

12 (3) ESTABLISH SECURITY REQUIREMENTS FOR INFORMATION AND
13 INFORMATION SYSTEMS IN EACH CATEGORY;

14 (4) ASSESS THE CATEGORIZATION OF INFORMATION AND
15 INFORMATION SYSTEMS AND THE ASSOCIATED IMPLEMENTATION OF THE SECURITY
16 REQUIREMENTS ESTABLISHED UNDER ITEM (3) OF THIS SUBSECTION;

17 (5) IF THE STATE CHIEF INFORMATION SECURITY OFFICER
18 DETERMINES THAT THERE ARE SECURITY VULNERABILITIES OR DEFICIENCIES IN
19 INFORMATION SYSTEMS, DETERMINE AND DIRECT OR TAKE THE ACTIONS
20 NECESSARY TO CORRECT AND REMEDIATE THE VULNERABILITIES OR DEFICIENCIES
21 AND MAY REQUIRE THE APPLICABLE INFORMATION SYSTEM TO BE DISCONNECTED;

22 (6) IF THE STATE CHIEF INFORMATION SECURITY OFFICER
23 DETERMINES THAT THERE IS A CYBERSECURITY THREAT CAUSED BY AN ENTITY
24 CONNECTED TO THE NETWORK CREATED UNDER § 3.5-404 OF THIS TITLE THAT
25 INTRODUCES A SERIOUS RISK TO ENTITIES CONNECTED TO THAT NETWORK OR THE
26 STATE, TAKE OR DIRECT ACTIONS REQUIRED TO MITIGATE THAT THREAT;

27 (7) MANAGE SECURITY AWARENESS TRAINING FOR ALL
28 APPROPRIATE EMPLOYEES OF UNITS OF STATE GOVERNMENT;

29 (8) ASSIST IN THE DEVELOPMENT OF DATA MANAGEMENT, DATA
30 GOVERNANCE, AND DATA SPECIFICATION STANDARDS TO PROMOTE
31 STANDARDIZATION AND REDUCE RISK; AND

1 **(9) ASSIST IN THE DEVELOPMENT OF A DIGITAL IDENTITY STANDARD**
2 **AND SPECIFICATION APPLICABLE TO ALL PARTIES COMMUNICATING, INTERACTING,**
3 **OR CONDUCTING BUSINESS WITH OR ON BEHALF OF A UNIT OF STATE GOVERNMENT.**

4 **3.5-2A-05.**

5 **(A) THERE IS A MARYLAND CYBERSECURITY COORDINATING COUNCIL.**

6 **(B) THE COUNCIL CONSISTS OF THE FOLLOWING MEMBERS:**

7 **(1) THE SECRETARY OF BUDGET AND MANAGEMENT, OR THE**
8 **SECRETARY'S DESIGNEE;**

9 **(2) THE SECRETARY OF GENERAL SERVICES, OR THE SECRETARY'S**
10 **DESIGNEE;**

11 **(3) THE SECRETARY OF HEALTH, OR THE SECRETARY'S DESIGNEE;**

12 **(4) THE SECRETARY OF HUMAN SERVICES, OR THE SECRETARY'S**
13 **DESIGNEE;**

14 **(5) THE SECRETARY OF PUBLIC SAFETY AND CORRECTIONAL**
15 **SERVICES, OR THE SECRETARY'S DESIGNEE;**

16 **(6) THE SECRETARY OF TRANSPORTATION, OR THE SECRETARY'S**
17 **DESIGNEE;**

18 **(7) THE STATE CHIEF INFORMATION SECURITY OFFICER;**

19 **(8) THE ADJUTANT GENERAL OF THE MARYLAND NATIONAL GUARD,**
20 **OR THE ADJUTANT GENERAL'S DESIGNEE;**

21 **(9) THE SECRETARY OF EMERGENCY MANAGEMENT, OR THE**
22 **SECRETARY'S DESIGNEE;**

23 **(10) THE SECRETARY OF DISABILITIES, OR THE SECRETARY'S**
24 **DESIGNEE;**

25 **(11) THE SUPERINTENDENT OF STATE POLICE, OR THE**
26 **SUPERINTENDENT'S DESIGNEE;**

27 **(12) THE DIRECTOR OF THE GOVERNOR'S OFFICE OF HOMELAND**
28 **SECURITY, OR THE DIRECTOR'S DESIGNEE; AND**

1 **(13) ANY OTHER MEMBER THE CHAIR OF THE COUNCIL ADDS TO THE**
2 **COUNCIL AT THE CHAIR’S DISCRETION.**

3 **(C) THE CHAIR OF THE COUNCIL IS THE STATE CHIEF INFORMATION**
4 **SECURITY OFFICER.**

5 **(D) THE COUNCIL SHALL MEET AT LEAST QUARTERLY AT THE REQUEST OF**
6 **THE CHAIR.**

7 **(E) THE COUNCIL SHALL PROVIDE ADVICE AND RECOMMENDATIONS TO**
8 **THE STATE CHIEF INFORMATION SECURITY OFFICER REGARDING:**

9 **(1) THE STRATEGY AND IMPLEMENTATION OF CYBERSECURITY**
10 **INITIATIVES AND RECOMMENDATIONS; AND**

11 **(2) BUILDING AND SUSTAINING THE CAPABILITY OF THE STATE TO**
12 **IDENTIFY AND MITIGATE CYBERSECURITY RISK AND RESPOND TO AND RECOVER**
13 **FROM CYBERSECURITY-RELATED INCIDENTS.**

14 **(F) IN CARRYING OUT THE DUTIES OF THE COUNCIL, THE COUNCIL MAY**
15 **CONSULT WITH OUTSIDE EXPERTS, INCLUDING EXPERTS IN THE PRIVATE SECTOR,**
16 **GOVERNMENT AGENCIES, AND INSTITUTIONS OF HIGHER EDUCATION.**

17 3.5-301.

18 (a) In this subtitle the following words have the meanings indicated.

19 (b) “Cybersecurity” means [processes or capabilities wherein systems,
20 communications, and information are protected and defended against damage,
21 unauthorized use or modification, and exploitation] **PREVENTION OF DAMAGE TO,**
22 **PROTECTION OF, AND RESTORATION OF COMPUTERS, ELECTRONIC**
23 **COMMUNICATIONS SYSTEMS, ELECTRONIC COMMUNICATIONS SERVICES, WIRE**
24 **COMMUNICATION, AND ELECTRONIC COMMUNICATION, INCLUDING INFORMATION**
25 **CONTAINED IN A COMPUTER, AN ELECTRONIC COMMUNICATIONS SYSTEM, AN**
26 **ELECTRONIC COMMUNICATIONS SERVICE, A WIRE COMMUNICATION, OR AN**
27 **ELECTRONIC COMMUNICATION, TO ENSURE THE INFORMATION’S AVAILABILITY,**
28 **INTEGRITY, AUTHENTICATION, CONFIDENTIALITY, AND NONREPUDIATION.**

29 (c) “Cybersecurity strategy” means a vision, a plan of action, or guiding
30 principles.

31 (d) (1) “Development” means all expenditures for a new information
32 technology system or an enhancement to an existing system including system:

- 1 (i) planning;
- 2 (ii) procurement;
- 3 (iii) creation;
- 4 (iv) installation;
- 5 (v) testing; and
- 6 (vi) initial training.

7 (2) "Development" does not include:

- 8 (i) ongoing operating costs, software or hardware maintenance,
9 routine upgrades, or modifications that merely allow for a continuation of the existing level
10 of functionality; or
- 11 (ii) expenditures made after a new or enhanced system has been
12 legally accepted by the user and is being used for the business process for which it was
13 intended.

14 (e) "Fund" means the Major Information Technology Development Project Fund.

15 **(F) "INFORMATION SYSTEM" MEANS A DISCRETE SET OF INFORMATION**
16 **RESOURCES ORGANIZED FOR THE COLLECTION, PROCESSING, MAINTENANCE, USE,**
17 **SHARING, DISSEMINATION, OR DISPOSITION OF INFORMATION.**

18 **[(f)] (G)** "Information technology" means all electronic information processing
19 hardware and software, including:

- 20 (1) maintenance;
- 21 (2) telecommunications; **[and]**
- 22 (3) associated consulting services; **AND**

23 **(4) INFORMATION SYSTEMS.**

24 **[(g)] (H)** "Information technology services" means information provided by
25 electronic means by or on behalf of a unit of State government.

26 **[(h)] (I)** "Major information technology development project" means any
27 information technology development project that meets one or more of the following
28 criteria:

- 1 (1) the estimated total cost of development equals or exceeds \$1,000,000;
- 2 (2) the project is undertaken to support a critical business function
3 associated with the public health, education, safety, or financial well-being of the citizens
4 of Maryland; or
- 5 (3) the Secretary determines that the project requires the special attention
6 and consideration given to a major information technology development project due to:
- 7 (i) the significance of the project's potential benefits or risks;
- 8 (ii) the impact of the project on the public or local governments;
- 9 (iii) the public visibility of the project; or
- 10 (iv) other reasons as determined by the Secretary.

11 [(i)] (J) "Master plan" means the statewide information technology master
12 plan.

13 [(j)] (K) "Nonvisual access" means the ability, through keyboard control,
14 synthesized speech, Braille, or other methods not requiring sight to receive, use, and
15 manipulate information and operate controls necessary to access information technology in
16 accordance with standards adopted under [§ 3A-303(b)] § 3.5-303(B) of this subtitle.

17 [(k)] (L) "Resource sharing" means the utilization of a State resource by private
18 industry in exchange for the provision to the State of a communication service or other
19 consideration.

20 [(l)] (M) "Systems development life cycle plan" means a plan that defines all
21 actions, functions, or activities to be performed by a unit of State government in the
22 definition, planning, acquisition, development, testing, implementation, operation,
23 enhancement, and modification of information technology systems.

24 3.5-302.

25 (c) Notwithstanding any other provision of law, except as provided in subsection
26 (a) of this section and [§§ 3A-307(a)(2), 3A-308, and 3A-309] §§ 3.5-307(A)(2), 3.5-308,
27 AND 3.5-309 of this subtitle, this subtitle applies to all units of the Executive Branch of
28 State government including public institutions of higher education other than Morgan
29 State University, the University System of Maryland, and St. Mary's College of Maryland,
30 and Baltimore City Community College.

31 3.5-303.

1 (c) On or before January 1, 2020, the Secretary, or the Secretary's designee, shall:

2 (2) establish a process for the Secretary or the Secretary's designee to:

3 (ii) 2. for information technology procured by a State unit on or
4 after January 1, 2020, enforce the nonvisual access clause developed under [§ 3A-311] §
5 **3.5-311** of this subtitle, including the enforcement of the civil penalty described in [§
6 3A-311(a)(2)(iii)1] § **3.5-311(A)(2)(III)1** of this subtitle.

7 3.5-307.

8 (a) (2) A unit of State government other than a public institution of higher
9 education may not make expenditures for major information technology development
10 projects except as provided in [§ 3A-308] § **3.5-308** of this subtitle.

11 3.5-309.

12 (c) The Secretary:

13 (2) subject to the provisions of § 2-201 of this article and [§ 3A-307] §
14 **3.5-307** of this subtitle, may receive and accept contributions, grants, or gifts of money or
15 property.

16 (i) The Fund may be used:

17 (3) notwithstanding [§ 3A-301(b)(2)] § **3.5-301(B)(2)** of this subtitle, for
18 the costs of the first 12 months of operation and maintenance of a major information
19 technology development project.

20 (l) (1) Notwithstanding subsection (b) of this section and in accordance with
21 paragraph (2) of this subsection, money paid into the Fund under subsection (e)(2) of this
22 section shall be used to support:

23 (i) the State telecommunication and computer network established
24 under [§ 3A-404] § **3.5-404** of this title, including program development for these
25 activities; and

26 3.5-311.

27 (a) (2) On or after January 1, 2020, the nonvisual access clause developed in
28 accordance with paragraph (1) of this subsection shall include a statement that:

29 (i) within 18 months after the award of the procurement, the
30 Secretary, or the Secretary's designee, will determine whether the information technology
31 meets the nonvisual access standards adopted in accordance with [§ 3A-303(b)] §
32 **3.5-303(B)** of this subtitle;

1 3.5-404.

2 (a) The General Assembly declares that:

3 (1) it is the policy of the State to foster telecommunication and computer
4 networking among State and local governments, their agencies, and educational
5 institutions in the State;

6 (2) there is a need to improve access, especially in rural areas, to efficient
7 telecommunication and computer network connections;

8 (3) improvement of telecommunication and computer networking for State
9 and local governments and educational institutions promotes economic development,
10 educational resource use and development, and efficiency in State and local administration;

11 (4) rates for the intrastate inter-LATA telephone communications needed
12 for effective integration of telecommunication and computer resources are prohibitive for
13 many smaller governments, agencies, and institutions; and

14 (5) the use of improved State telecommunication and computer networking
15 under this section is intended not to compete with commercial access to advanced network
16 technology, but rather to foster fundamental efficiencies in government and education for
17 the public good.

18 (b) (1) The Department shall establish a telecommunication and computer
19 network in the State.

20 (2) The network shall consist of:

21 (i) one or more connection facilities for telecommunication and
22 computer connection in each local access transport area (LATA) in the State; and

23 (ii) facilities, auxiliary equipment, and services required to support
24 the network in a reliable and secure manner.

25 (c) The network shall be accessible through direct connection and through local
26 intra-LATA telecommunications to State and local governments and public and private
27 educational institutions in the State.

28 **(D) ON OR BEFORE DECEMBER 1 EACH YEAR, EACH UNIT OF THE**
29 **LEGISLATIVE BRANCH OR JUDICIAL BRANCH OF STATE GOVERNMENT THAT USES**
30 **THE NETWORK ESTABLISHED UNDER SUBSECTION (B) OF THIS SECTION SHALL**
31 **CERTIFY TO THE DEPARTMENT THAT THE UNIT IS IN COMPLIANCE WITH THE**
32 **DEPARTMENT'S MINIMUM SECURITY STANDARDS.**

33 12-107.

1 (b) Subject to the authority of the Board, jurisdiction over procurement is as
2 follows:

3 (2) the Department of General Services may:

4 (i) engage in or control procurement of:

5 10. information processing equipment and associated
6 services, as provided in Title [3A] 3.5, Subtitle 3 of this article; and

7 11. telecommunication equipment, systems, or services, as
8 provided in Title [3A] 3.5, Subtitle 4 of this article;

9 SECTION 3. AND BE IT FURTHER ENACTED, That, on or before April 1, 2023,
10 each agency and unit of the Executive Branch of State government shall submit a report to
11 the Governor that includes:

12 (1) an inventory of all information systems and applications used or
13 maintained by the agency or unit;

14 (2) a full data inventory of the agency or unit;

15 (3) a list of all cloud or statistical analysis system solutions used by the
16 agency or unit; and

17 (4) a list of all permanent and transient vendor interconnections that are
18 in place.

19 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 October 1, 2022.