

3-404. REVIEW AND APPROVAL OF CHANGES.

A UNIT OF THE EXECUTIVE BRANCH OF THE STATE GOVERNMENT MAY NOT MAKE ANY CHANGE RELATING TO INFORMATION PROCESSING UNTIL THE CHANGE IS REVIEWED AND APPROVED BY THE SECRETARY FOR COMPATABILITY WITH EXISTING INFORMATION PROCESSING MASTER PLANS AND CURRENT PROCEDURES AND EQUIPMENT.

REVISOR'S NOTE: This section is new language derived without substantive change from the third sentence of former Art. 15A, § 23B(a).

The words "unit of the Executive Branch of the State government" are substituted for the former words "department or agency", to clarify that the authority of the Secretary does not extend to the Legislative Branch or the Judicial Branch. See 61 Op. Att'y Gen. 241 (1976).

Defined term: "Secretary" § 3-101

3-405. PROCUREMENT OF EQUIPMENT AND SERVICES.

(A) APPROVAL OF SECRETARY REQUIRED.

A UNIT OF THE EXECUTIVE BRANCH OF THE STATE GOVERNMENT MAY NOT PURCHASE, LEASE, OR RENT MECHANICAL OR ELECTRONIC INFORMATION PROCESSING EQUIPMENT OR ASSOCIATED SERVICES UNTIL THE PURCHASE, LEASE, OR RENTAL IS REVIEWED AND APPROVED BY THE SECRETARY.

(B) DELEGATION BY SECRETARY.

THE SECRETARY MAY DELEGATE THE POWER TO REVIEW AND APPROVE THE PURCHASE, LEASE, OR RENTAL OF INFORMATION PROCESSING EQUIPMENT OR ASSOCIATED SERVICES TO THE HEAD OF A UNIT OF THE EXECUTIVE BRANCH OF THE STATE GOVERNMENT IF:

- (1) THE UNIT HAS AN INFORMATION PROCESSING MASTER PLAN APPROVED BY THE SECRETARY; AND
- (2) THE PURCHASE, LEASE, OR RENTAL IS CONSISTENT WITH THAT PLAN.

REVISOR'S NOTE: This section is new language derived without substantive change from the fourth and fifth sentences of former Art. 15A, § 23B(a).

Throughout this section, the words "unit of the Executive Branch of the State government" are substituted for the former words "State departments and agencies" and "other State agency", to clarify that the authority of the Secretary does not extend to the Legislative Branch or the Judicial Branch. See 61 Op. Att'y Gen. 241 (1976).