

(II) SUBMITTED, SIMULTANEOUSLY WITH THE ADVERTISEMENT, TO THE LEGISLATIVE POLICY COMMITTEE FOR A 60-DAY REVIEW AND COMMENT PERIOD, DURING WHICH TIME THE COMMITTEE MAY RECOMMEND THAT THE PROPOSAL BE TREATED AS A PROCUREMENT CONTRACT UNDER DIVISION II OF THIS ARTICLE.

(4) FOLLOWING THE PERIOD FOR REVIEW AND COMMENT BY THE LEGISLATIVE POLICY COMMITTEE UNDER PARAGRAPH (3) OF THIS SUBSECTION, THE PROPOSAL IS SUBJECT TO APPROVAL BY THE BOARD OF PUBLIC WORKS.

(5) THIS SUBSECTION MAY NOT BE CONSTRUED AS AUTHORIZING AN EXCEPTION FROM THE REQUIREMENTS OF DIVISION II OF THIS ARTICLE FOR ANY CONTRACT THAT OTHERWISE WOULD BE SUBJECT TO THE STATE PROCUREMENT PROCESS.

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(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "CHIEF OF INFORMATION TECHNOLOGY" MEANS THE CHIEF OF INFORMATION TECHNOLOGY WITHIN THE DEPARTMENT OF BUDGET AND FISCAL PLANNING.

(3) "FUND" MEANS THE INFORMATION TECHNOLOGY INVESTMENT FUND.

(4) "INFORMATION TECHNOLOGY" HAS THE MEANING PROVIDED IN § 3-402 OF THIS ARTICLE.

~~(5) "RESOURCE SHARING" MEANS THE UTILIZATION OF A STATE RESOURCE BY PRIVATE INDUSTRY IN EXCHANGE FOR THE PROVISION OF A COMMUNICATION SERVICE, OR OTHER CONSIDERATION, TO THE STATE.~~

~~(6)~~ (5) "SECRETARY" MEANS THE SECRETARY OF BUDGET AND FISCAL PLANNING.

[(a)](B) There is an Information [Processing Equipment Replacement] TECHNOLOGY INVESTMENT Fund.

[(b)](C) (1) The Fund is established to [provide a fund to finance the purchase of information processing equipment for units of the Executive Branch of State government] ENCOURAGE STATE AGENCIES TO BE MORE EFFECTIVE IN THEIR USE OF INFORMATION TECHNOLOGY AND TO FUND INFORMATION TECHNOLOGY INITIATIVES ~~AS PROVIDED IN SUBSECTION (1) OF THIS SECTION~~ IN ACCORDANCE WITH THE PROVISIONS OF THIS SECTION.

(2) IT IS THE POLICY OF THE STATE THAT STATE AGENCIES USE THEIR RESOURCES TO PROMOTE THE ADVANCEMENT OF INFORMATION TECHNOLOGY. IT IS THE INTENT OF THE STATE THAT PRIVATE USE OF A STATE RESOURCE SHOULD FURTHER A LEGITIMATE PUBLIC PURPOSE AND NOT BE USED AS A MEANS TO COMPETE WITH THE PRIVATE SECTOR.