

(1) IN ACCORDANCE WITH AN APPROPRIATION APPROVED BY THE GENERAL ASSEMBLY IN THE ANNUAL STATE BUDGET; OR

(2) THROUGH AN APPROVED BUDGET AMENDMENT UNDER ~~PART II OF SUBTITLE 2 OF THIS TITLE~~ TITLE 7, SUBTITLE 2, PART II OF THIS ARTICLE, PROVIDED THAT:

~~(H) A BUDGET AMENDMENT IS SUBMITTED FOR ANY PROJECT NOT REQUESTED AS PART OF THE BUDGET SUBMISSION OR FOR ANY PROJECT WHERE FOR WHICH THE SCOPE OR COST HAS INCREASED BY MORE THAN 5% OR \$250,000 FOR A PROJECT THAT WAS REQUESTED AS PART OF THE BUDGET SUBMISSION; AND~~

~~(H) THE BUDGET AMENDMENT AND SUPPORTING DOCUMENTATION HAVE BEEN~~ SHALL BE SUBMITTED TO THE BUDGET COMMITTEES ALLOWING A ~~60-DAY~~ 30-DAY PERIOD FOR THEIR REVIEW AND COMMENT.

(K) THE FUND MAY BE USED FOR:

- (1) MAJOR INFORMATION TECHNOLOGY DEVELOPMENT PROJECTS; OR
- (2) AS PROVIDED IN SUBSECTION (L) OF THIS SECTION.

(L) NOTWITHSTANDING SUBSECTION (C) OF THIS SECTION AND EXCEPT FOR THE COST INCURRED IN ADMINISTERING THE FUND, EACH FISCAL YEAR UP TO \$1 MILLION OF THIS FUND MAY BE USED FOR:

- (1) EDUCATIONALLY RELATED INFORMATION TECHNOLOGY PROJECTS;
- (2) APPLICATION SERVICE PROVIDER INITIATIVES AS PROVIDED FOR IN TITLE 9, SUBTITLE 22 OF THE STATE GOVERNMENT ARTICLE; AND
- (3) INFORMATION TECHNOLOGY PROJECTS, INCLUDING:
 - (I) PILOTS; AND
 - (II) PROTOTYPES.

~~(L)~~ (M) ANY AGENCY, A UNIT OF STATE GOVERNMENT, OR LOCAL GOVERNMENT MAY SUBMIT A REQUEST TO THE CHIEF TO SUPPORT THE COST OF AN INFORMATION TECHNOLOGY PROJECT WITH MONEYS UNDER SUBSECTION ~~(H)~~ (L) OF THIS SECTION.

~~(M)~~ (N) (1) ON OR BEFORE NOVEMBER 1 OF EACH YEAR, THE CHIEF SHALL REPORT TO THE GOVERNOR AND TO THE BUDGET COMMITTEES OF THE GENERAL ASSEMBLY AND SUBMIT A COPY OF THE REPORT TO THE GENERAL ASSEMBLY IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE.

(2) THE REPORT SHALL INCLUDE:

(I) THE FINANCIAL STATUS OF THE FUND AND A SUMMARY OF ITS OPERATIONS FOR THE PRECEDING FISCAL YEAR;