# **Md. State Finance and Procurement Code Ann. § 3.5-317**

Current through all legislation from the 2023 Regular Session of the General Assembly.

***Michie’s™ Annotated Code of Maryland* > *State Finance and Procurement (Divs. I — II)* > *Division I. State Finance. (Titles 1 — 10A)* > *Title 3.5. Department of Information Technology. (Subts. 1 — 7)* > *Subtitle 3. Information Processing and Security. (§§ 3.5-301 — 3.5-317)***

**§ 3.5-317. Independent contractors — Regular assessments — Information for assessments.**

**(a)** This section does not apply to:

**(1)** the Maryland Port Administration;

**(2)** the University System of Maryland;

**(3)** St. Mary’s College of Maryland;

**(4)** Morgan State University;

**(5)** the Maryland Stadium Authority;

**(6)** Baltimore City Community College;

**(7)** the State Board of Elections;

**(8)** the Office of the Attorney General;

**(9)** the Comptroller; or

**(10)** the State Treasurer.

**(b)**

**(1)** The Department shall hire independent contractors to:

**(i)** develop a framework for investments in technology; and

**(ii)** at least once every 2 years, in accordance with the framework, assess the cybersecurity and information technology systems in each unit of State government.

**(2)** The framework shall include the following criteria:

**(i)** security risks to the system;

**(ii)** system performance;

**(iii)** the system’s dependence on other information technology or cybersecurity systems and data;

**(iv)** the system’s ability to create an efficient and seamless experience for users;

**(v)** the system’s effectiveness in achieving unit objectives;

**(vi)** the system’s effectiveness in meeting the needs of citizens and customers;

**(vii)** the costs to maintain and operate the system;

**(viii)** the speed of government response time;

**(ix)** the effectiveness of the system in regard to the unit’s objectives;

**(x)** improvements to the unit’s relative audit findings attributable to the system; and

**(xi)** an assessment of the system using the National Institute of Standards and Technology Cybersecurity Framework.

**(c)** Each unit shall promptly provide a contractor employed under subsection (b) of this section with the information necessary to perform the assessments.

**(d)**

**(1)** Every 2 years, a contractor shall provide the results of the assessments to:

**(i)** the Modernize Maryland Commission established under § 3.5-316 of this subtitle; and

**(ii)** in accordance with § 2-1257 of the State Government Article, the Senate Budget and Taxation Committee, the Senate Education, Health, and Environmental Affairs Committee, and the House Health and Government Operations Committee.

**(2)** The report submitted under paragraph (1)(ii) of this subsection may not contain information about the security of an information system.

**(e)** The Department may use multiple contractors at a time to meet the requirements of this section.

**History**

2022, ch. 135, § 5; ch. 243, § 1.

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