

LAWS OF DELAWARE
VOLUME 83
CHAPTER 307
151st GENERAL ASSEMBLY
FORMERLY
HOUSE BILL NO. 357

AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE TECHNOLOGY INVESTMENT COUNCIL.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1. Amend § 9013C, Title 29 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 9013C. Technology Investment Council.

(a) ~~There is hereby established a~~ The Technology Investment Council ~~hereinafter referred to as the~~ “Council”. ~~The Council shall consist~~ (“Council”) consists of 9 members as follows:

- (1) The Chief Information Officer, who ~~shall serve~~ serves as Chair of the ~~Council~~; Council.
- (2) The Chief Justice of the Supreme ~~Court~~; Court.
- (3) The Controller ~~General~~; General.
- (4) The Secretary of ~~Finance~~; Finance.
- (5) The Director of the Office of Management and ~~Budget~~; Budget.
- (6) 4 Cabinet level members appointed by the Governor.

(b) Members serving by virtue of position may appoint their deputy or equivalent position to serve in their stead and at their pleasure.

(c) The Council shall meet at least quarterly. A majority of members must be present at a Council meeting in order to have quorum and conduct official business. A vacant position is not counted for purposes of quorum.

(d) The Council may establish subcommittees as necessary to carry out business, ~~responsibilities~~ responsibilities, or assigned projects. Noncommittee members may participate in subcommittee meetings and work. The subcommittee members may reach out for assistance as needed to accomplish the assigned project.

(e) The Department, through the Chief Information Officer, shall provide reasonable staff support to assist the Council in performing its duties under this title.

Section 2. Amend § 9014C, Title 29 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 9014C. Duties of the Technology Investment Council.

The duties of the Council are as follows:

(1) ~~Adopt policies and procedures used to develop, review and annually update a statewide technology plan and provide it to the Governor and the Director of the Office of Management and Budget. [Repealed.]~~

(2) ~~By October 1 of each year, the Council shall provide the Governor and the Director of the Office of Management and Budget with a statewide technology plan. The plan shall discuss the State’s overall technology needs over a multi-year period and the potential budgetary implications of meeting those needs. [Repealed.]~~

(3) By November 15 of each year, the Council shall make recommendations to the Director of the Office of Management and Budget regarding the funding of technology for the coming fiscal year. Prior to making its ~~recommendations to the Director of the Office of Management and Budget,~~ recommendations, the Council shall confer with the Director of the Office of Management and Budget regarding the demands placed upon the state budget by nontechnology funding needs.

(4) Forward funding recommendations made ~~pursuant to~~ under paragraph (3) of this section to the Governor in their entirety.

(5) Enforce active project ~~management,~~ management; review the progress of current projects to determine if ~~they~~ the projects are on budget and have met ~~their~~ project ~~milestones,~~ milestones; ~~and~~ and, when necessary, recommend the termination of projects.

(6) [Repealed.]

(7) Identify opportunities to leverage expertise in strategically important areas of information technology by partnering with private sector entities. ~~Such opportunities shall be clearly set forth in the statewide technology plan called for in paragraph (2) of this section.~~

Approved June 14, 2022