

Each public institution of higher education that provides access to its campus or its student information directory to any person or group which makes students aware of occupational or educational options shall provide access on the same basis to official recruiting representatives of the military forces of this State and the United States for the purpose of informing students of educational and career opportunities available in the military.

15-104.

(a) It is the public policy of the State that endowment funds of public institutions of higher education and gifts, donations, bequests, private endowments, and private grants received by public institutions of higher education or their governing boards, including any income therefrom:

(1) Shall be used in accordance with the wishes of the donors; and

(2) May not be used as a substitute for State General Fund appropriations.

(b) (1) The public institutions of higher education are encouraged to promote private fundraising by strengthening institutional development activities and by maintaining relationships with affiliated foundations.

(2) Affiliated foundations that are independently established for this purpose shall operate subject to policies adopted by the governing boards and approved for form and legal sufficiency by the Attorney General.

(3) Article 40A, §§ 3-101, 3-103, and 3-105 of the Code do not bar an official or employee of a public institution of higher education from becoming a director, official, or employee of an independent foundation organized to foster fundraising and provide related services for the benefit of the institution.

(4) No funds shall be accepted from an affiliated foundation by a public institution of postsecondary education unless the fiscal affairs of the affiliated foundation are audited annually by an independent certified public accountant.

15-105.

Notwithstanding any other provision of law to the contrary, the governing boards of the public institutions of higher education may transfer any personnel position from one program to any other program under such governing board's jurisdiction without the approval of any other officer, board, department, or agency of the State, provided that the total number of positions