

(ii) in accordance with the institution's faculty conflict of interest procedures and the governing board's faculty conflict of interest policies, the president of the educational institution approves the relationship.

(2) If the provisions [of paragraph (1)] of this subsection are not met, the [faculty member] OFFICIAL OR EMPLOYEE is not exempt from any relevant provisions of this subtitle.

[(e) (1) This section does not exempt a faculty member from:

(i) the requirements of §§ 15-504(a), 15-505, and 15-506 of this subtitle; or

(ii) any requirement of this subtitle as to activities not related to sponsored research or development.

(2) A relationship may not be approved if the faculty member has substantial policy or management responsibility within the educational institution for the sponsored research or development.]

(F) (1) THIS SECTION DOES NOT EXEMPT AN OFFICIAL OR EMPLOYEE AT AN EDUCATIONAL INSTITUTION FROM THE PROVISIONS OF § 15-505 OF THIS SUBTITLE.

(2) AN OFFICIAL OR EMPLOYEE AT AN EDUCATIONAL INSTITUTION MAY NOT:

(I) REPRESENT A PARTY FOR CONTINGENT COMPENSATION IN ANY MATTER BEFORE THE INSTITUTION'S GOVERNING BOARD OR BEFORE THE BOARD OF PUBLIC WORKS; OR

(II) INTENTIONALLY MISUSE THE INDIVIDUAL'S STATE POSITION FOR THE INDIVIDUAL'S PERSONAL GAIN OR FOR THE GAIN OF ANOTHER PERSON.

(G) EACH GOVERNING BOARD SHALL REPORT ~~ANNUALLY~~ QUARTERLY TO THE GOVERNOR, THE LEGISLATIVE POLICY COMMITTEE OF THE GENERAL ASSEMBLY, AND THE ETHICS COMMISSION THE NUMBER OF APPROVALS GRANTED UNDER SUBSECTION (C) OF THIS SECTION AND HOW THE CONFLICT OF INTEREST POLICIES AND PROCEDURES ADOPTED PURSUANT TO THIS SECTION HAVE BEEN IMPLEMENTED IN THE PRECEDING YEAR.

(H) (1) THIS SUBSECTION APPLIES TO AN OFFICIAL WHO IS A CHANCELLOR, VICE-CHANCELLOR, PRESIDENT, OR VICE-PRESIDENT, OR TO AN INDIVIDUAL WHO HOLDS A SIMILAR SUCH POSITION, AT A PUBLIC SENIOR HIGHER EDUCATIONAL INSTITUTION IN THE STATE.

(2) AN OFFICIAL SUBJECT TO THIS SUBSECTION MAY NOT RECEIVE AN EXEMPTION UNDER THIS SECTION UNLESS THE GOVERNING BOARD OF THE EDUCATIONAL INSTITUTION FINDS:

(I) THAT PARTICIPATION BY, AND THE FINANCIAL INTEREST OR EMPLOYMENT OF, THE OFFICIAL IS NECESSARY TO THE SUCCESS OF THE RESEARCH OR DEVELOPMENT ACTIVITY; AND