

Counsel Certification

Closure Vote Notice

National Science Board Meetings on February 25-26, 2014

On February 14, 2014 the Executive Committee of the National Science Board voted to close portions of the February 2014 meetings of the National Science Board and its committees. Executive Committee members Drs. Marrett, Arvizu, Droegemeier, Lineberger and Souvaine participated in the e-mail polling of the Executive Committee. All members voted “yes” to close the meetings. The justification for closing the meetings is provided in the attached certificate.

For the closed meetings of the Board and Committees, the NSF Deputy Director, Assistant Directors, senior O/D staff, heads of Offices, applicable Executive Secretaries, and the Board Executive Officer, Counsel and policy staff may attend. For the sessions involving proposed awards and agreements, the above-listed staff, and appropriate NSF Division Directors and Program Officers may attend. For the closed sessions involving future budgets, the initially-listed staff, and the Director and senior staff of the BFA Budget Division and of OLPA may attend. For the executive closed session, only the Board Executive Officer, Board Counsel and Executive Secretary are expected to attend. The Board Chair or Committee Chair (or vice-Chair in their absence) may allow other necessary or appropriate attendees or restrict attendance further.

CERTIFICATE

It is my opinion that the discussions in the following meetings of the National Science Board and its subdivisions may properly be closed for the reasons given.

1. CPP meeting to be held on February 25, 2014. Chairman's remarks and approval of closed minutes of the November 2013 meeting to be closed pursuant to 5 USC § 552b (c) (2) and (9)(b). Discussion of the Astronomy portfolio – to be closed pursuant to 5 USC § 552b (c)(4) and (9)(b). Discussion of Polar issues and Antarctica update – to be closed pursuant to 5 USC § 552b (c)(4) and (9)(b), and 42 USC § 1863(k).

2. CSB meeting to be held on February 25, 2014. Chairman's remarks and approval of closed minutes for the August 2013 meeting to be closed pursuant to 5 USC sec 552b (c) (2) and (9) (b). Discussion of FY 2015 and future budget development – to be closed pursuant to 5 USC § 552b (c)(3) and 42 USC § 1863 (k).

3 (a). Plenary NSB meeting (executive closed session) to be held February 26, 2014. Chairman's remarks and approval of Plenary Executive closed minutes for November 2013 meeting – to be closed pursuant to 5 USC § 552b (c)(6) and (9)(B); election of members to the ad hoc Committee on Nominating for NSB Elections, approval of Honorary Award recommendation, and discussion of Board member proposals – to be closed pursuant to 5 USC § 552b (c)(6).

3 (b). Plenary NSB meeting (closed session), to be held February 26, 2014. Chairman's remarks, approval of Plenary closed minutes for November 2013 meeting, and closed committee reports – to be closed pursuant to 5 USC § 552b (c) (2), (4), (6) and (9)(B) and 42 USC § 1863 (k). Discussion of Risks to NSF – to be closed pursuant to 5 USC § (c) (9)(B).

/s/

Lawrence Rudolph
General Counsel
National Science Foundation