

Basis for Closing Meetings and Closure Vote Notice

NSB-NSF Commission on Merit Review - 8/14/2023

Committee on Awards and Facilities - 8/14/2023

National Science Board - 8/15-16/2023

Committee on Strategy - 8/15/2023

On August 8, 2023, the Executive Committee of the National Science Board (NSB, Board) voted to close portions of the August 2023 meeting of the NSB, NSB-NSF Commission on Merit Review (MRX), the Committee on Awards and Facilities (A&F), and the Committee on Strategy (CS). Executive Committee members Panchanathan, Reed, McCrary, Leath, and Ward voted “yes” to close the meetings. The justification for closing the meetings is provided in the attached certificate.

For closed meetings of the Board, the NSF Chief Operating Officer, Assistant Directors and Office Heads, senior OD staff members, Board Executive Officer, Board Counsel, the applicable Executive Secretaries and NSBO staff may attend in addition to the Board members. For the committee meetings, staff preparing a presentation or who are needed to answer questions may be invited to attend. For the executive closed agenda items, only the NSF Chief Operating Officer, Board Executive Officer, Board Counsel, and Executive Secretary are also expected to attend. The Board Chair or Committee Chair 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 NSB and its subdivisions may properly be closed for the reasons given.

MRX closed session

Monday, August 14, 2023

Closed agenda items to include:

- Chairman’s opening remarks regarding the agenda
- Discussion of topical areas of inquiry

Items in this meeting may properly be closed to the public pursuant to 5 USC § 552b (c) (9)(B), regarding information the premature disclosure of which would be likely to significantly frustrate implementation of a proposed agency action and thereby enable a third party to take action that injures the interests of the federal government.

A&F closed meeting

Monday, August 14, 2023

Closed agenda items to include:

- Chair’s Opening remarks regarding the agenda
- Update by the Chief Officer for Research Facilities

- Discussion and vote on advice related to the renewal of Laser Interferometer Gravitational-Wave Observatory Operations and Management Award
- Discussion and vote on advice related to the amended Arecibo Record of Decision

Item 1 is to be closed pursuant to all the provisions listed below. Item 2 is to be closed pursuant to 5 USC § 552b (c) (3)(B) and 42 USC § 1863 (k) (budgets prior to the submission of the President's budget to Congress); item 3 is to be closed pursuant to 5 USC § 552b (c) (4) (trade secrets/confidential commercial or financial information), and item 4 is to be closed pursuant to 5 USC § 552b (c) (9)(B), regarding information the premature disclosure of which would be likely to significantly frustrate implementation of a proposed agency action and thereby enable a third party to take action that injures the interests of the federal government.

NSB plenary closed sessions

Tuesday, August 15, 2023

Closed agenda items to include:

- NSB Chair's Opening Remarks
- Approval of May 2023 Closed Meeting Minutes
- NSF Director's Remarks
 - Agency Operating Status
- Committee Report, Subcommittee on Technology, Innovation, and Partnerships (S-TIP)
 - Update on status of the NSF Engines Type 2 competition
 - Engines Progress Monitoring and Interim Goals and Metrics
 - Quadrennial Review
- Committee Report, Committee on Strategy
 - NSF Budget

Items 1 and 2 to be closed pursuant to all the provisions listed below. Item 3 to be closed pursuant to 5 USC § 552b (c) (9)(B), regarding information the premature disclosure of which would be likely to significantly frustrate implementation of a proposed agency action and thereby enable a third party to take action that injures the interests of the federal government. Item 4 is to be closed pursuant to 5 USC § 552b (c) (4) (trade secrets/confidential commercial or financial information), and 5 USC § 552b (c) (3)(B) (budgets prior to the submission of the President's budget to Congress). Item 5 is to be closed pursuant to 5 USC § 552b (c) (3)(B) and 42 USC § 1863(k) (consideration of budgets and related information prior to the submission of the President's budget to Congress).

CS closed meeting

Tuesday, August 15, 2023

Closed agenda items:

- Committee on Strategy Chair's opening remarks on the agenda
- Approval of minutes for the July 28, 2023, closed meeting
- NSF FY 2025 Budget Development Update
- Consensus Statement on NSF's FY 25 Budget Submission to OMB

All items to be closed pursuant to 5 USC § 552b (c) (3)(B) and 42 USC § 1863 (k) (budgets prior to the submission of the President's budget to Congress).

NSB Plenary closed session

Tuesday, August 15, 2023

Closed agenda items:

- NSB FY 25 Budget Presentation
- Resolution related to NSF's FY 25 Budget Submission to the Office of Management and Budget

All items to be closed pursuant to 5 USC § 552b (c) (3)(B) and 42 USC § 1863 (k) (budgets prior to the submission of the President's budget to Congress).

NSB plenary closed sessions

Wednesday, August 16, 2023

Closed agenda items:

- NSF SAHPR Update
- Committee on National Science and Engineering Policy
 - o Quadrennial Review Update
- Committee Report from the Committee on Awards and Facilities
 - o Discussion and vote on advice related to the Renewal of Laser Interferometer Gravitational-Wave Observatory (LIGO) Operations and Maintenance award
 - o Discussion and vote on advice related to the Arecibo Record of Decision
- NSF-NSB Commission on Merit Review
- Vote to move into Executive Plenary Closed Session

Items 1 and 5 to be closed pursuant to 5 USC § 552b (c) (2) (internal personnel rules and practices). Item 2 to be closed pursuant to USC § 552b (c) (3)(B) and 42 USC § 1863 (k) (budgets and related material prior to the submission of the President's budget to Congress). Item 3 to be closed pursuant to 5 USC § 552b (c) (4) (trade secrets/confidential commercial or financial information) (LIGO), and 5 USC § 552b (c)(9)(B) (regarding information the premature disclosure of which would be likely to significantly frustrate implementation of a proposed agency action and thereby enable a third party to take action that injures the interests of the federal government) (Arecibo). Item 4 to be closed pursuant to and 5 USC § 552b (c)(9)(B) (regarding information the premature disclosure of which would be likely to significantly frustrate implementation of a proposed agency action and thereby enable a third party to take action that injures the interests of the federal government).

Executive Plenary Closed items to include:

- NSB Chair's Remarks, including activity since the last meeting
- Approval of May 2023 Executive Plenary Closed Meeting Minutes
- Report by the Committee on Nominations, Class of 2024-2030
- NSF Director's Remarks, including personnel topics
- NSB Chair's Closing Remarks.

Items 1, 2 and 5 to be closed pursuant to pursuant to (c)(2) (internal personnel rules and practices) and 5 USC § 552b (c) (6) (unwarranted invasion of personal privacy). Items 3 and 4 to be closed pursuant to 5 USC § 552b (c) (6) (unwarranted invasion of personal privacy).

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