

RECORD OF DECISIONS

From: Broadcasting Board of Governors
Date: September 13, 2012
Subject: **Decisions of Board at BBG Meeting of September 13, 2012**

The Broadcasting Board of Governors (BBG) met today at BBG Headquarters in Washington, D.C. The meeting was attended by members of the public and was also open for public observation via streaming on the BBG website.

The meeting was attended by the following Board members:

Presiding Governor Michael Lynton
Alternate Presiding Governor Dennis Mulhaupt
Governor Victor Ashe
Governor Susan McCue
Governor Michael Meehan
Under Secretary for Public Diplomacy & Public Affairs Tara Sonenshine

Governor Dana Perino was not in attendance at the meeting.

The Broadcasting Board of Governors agreed to the following decision elements (all decisions were adopted by a unanimous vote unless otherwise indicated):

1. Adoption of Minutes of June 7, 2012 Meeting. With the permission of the Board, Governor Ashe changed his vote on Decision Element 3 of the Record of Decisions from the June 7, 2012 Board meeting (dealing with the Board's nondisclosure policy) from a "yes" to a "no". The Board adopted the minutes of the June 7, 2012 meeting of the plenary Board with five (5) Governors voting "yes". Governor Ashe abstained. The minutes, as amended, are set forth in Attachment 1.
2. Adoption of Governance Committee Recommendations. The Board heard a report from Governor Mulhaupt regarding the Governance Committee meeting held on September 13, 2012. Governor Mulhaupt noted that the proposed recommendations do not reflect the views of Governor Ashe. The Board unanimously adopted the following recommendations by the Governance Committee (as amended by the Board):
 - a. Discussion of Creation, Role and Method of Appointment of CEO
 - i. That the Board note that both the BBG Strategic Plan (adopted by the Board in October 2011) and the Board's January 2012 decision call for the creation of the position of Chief Executive Officer (CEO) of United States international broadcasting (USIB).
 - ii. That the Board note the efforts of the IBB Director to develop draft legislation entitled the International Broadcasting Innovation Act (IBIA) with the

characteristics required by the Board's January 2012 decision, including the creation of a CEO of USIB.

- iii. That, notwithstanding efforts to pursue the IBIA legislation, the plenary Board should act now to create a CEO of United States international broadcasting *within the Board's existing statutory authority* under the United States International Broadcasting Act of 1994 (as amended). The intent of this effort is to empower the CEO to the greatest extent permitted under existing law to act as the day-to-day executive of BBG-sponsored U.S. international broadcasting, including both its federal and non-federal components. The non-delegable authorities of the Board as set forth in the International Broadcasting Act will not be changed.
- iv. That the Board authorizes the Presiding Governor to form a Nominating Committee composed of three (3) Governors to recommend a method of selecting, appointing, remunerating and evaluating the CEO in accordance with federal law and regulation. The Nominating Committee will not begin its work until the reprogramming notification required by this decision has been sent to the appropriate Congressional Committees.
- v. That the Board instruct the IBB Director, under the guidance of the Governance Committee, to develop a plan to address the following issues:
 - a. The authorities that should be delegated from the Board to the CEO;
 - b. The agency officers who should report directly to the CEO;
 - c. The relationship of the CEO and the IBB Director;
 - d. The relationship between the CEO and the Grantees, including how the relationship should be formalized and expressed in the grant agreements;
 - e. A proposed budget and timeline for implementation of a CEO.
- vi. That the IBB Director is directed to work in close cooperation with the BBG-sponsored broadcasters, including the grantees, in preparing the requested plan. The Board directs and encourages all elements of USIB to cooperate fully with the IBB Director in facilitating the timely and accurate completion of the requested plan and budget.
- vii. That the Board directs the IBB Director, as soon as practicable, to prepare and deliver any Congressional reprogramming notification that may be required to implement the Board's intentions as stated in this decision (a copy of which will be simultaneously transmitted to Board members).
- viii. The Governance Committee will consider the IBB Director's plan and any recommendations from the Nominating Committee at the next meeting of the Governance Committee. The actual appointment of a CEO will be the subject of a further Board decision.
- ix. The Board directs the IBB Director to engage in appropriate Congressional consultation as soon as practicable with the Agency's eight Congressional

oversight committees at a minimum, and others as may be suggested by Board members.

b. Policy Statement on Equal Employment Opportunity

The Board unanimously adopted the revised policy statement on Equal Employment Opportunity as set forth in Attachment 2.

c. Policy Statement on Sexual Harassment

The Board unanimously adopted the revised policy statement on Sexual Harassment as set forth in Attachment 3.

3. Strategy and Budget Committee Report. The Board heard a report from Governor Meehan regarding the Strategy and Budget Committee meetings on August 2 and 28, 2012.
4. Resolution Honoring Susan Andross. The Board unanimously adopted the resolution thanking and honoring Susan Andross, former IBB Congressional Coordinator, as set forth in Attachment 4.
5. Resolution Honoring John Lindburg. The Board unanimously adopted the resolution thanking and honoring John Lindburg, former General Counsel of RFE/RL, as set forth in Attachment 5.

Michael Lynton
Presiding Governor

Witnessed:

Paul Kollmer-Dorsey
Secretary

Attachments:

1. Minutes of June 7, 2012 Meeting
2. Revised Policy Statement on Equal Employment Opportunity
3. Revised Policy Statement on Sexual Harassment
4. Resolution Honoring Susan Andross
5. Resolution Honoring John Lindburg