

Rules of Procedure Assassination Records Review Board

Part I: Rules Governing Review Board Activities (*other than decisions on the postponement or release of information*).

- A. Review Board meetings may take place only when a quorum of the Review Board is present.
- B. A quorum of the Review Board shall consist of four Members[; **however, three members of the Review Board shall constitute a quorum whenever the three members make decisions unanimously. No decision of the Review Board may be made unless a majority of the total number of Review Board Members shall concur.**]
- C. Review Board meetings may be held only as permitted by federal law (including the Sunshine Act) .
- D. The affirmative vote of a majority of attendees at a meeting shall be sufficient to constitute a Review Board decision and no votes to abstain will be permitted.
- E. Minutes shall be kept of all Review Board meetings. The minutes shall be prepared by the Secretary of the Review Board. The Secretary of the Executive Director or other such person designated by the Executive Director shall act as Secretary of the Review Board.
- F. For all open meetings, a draft set of minutes shall be sent by the Secretary of the Review Board to the Members of the Review Board within seven days of a meeting. The Review Board shall vote to adopt or to modify the minutes of a previous meeting at the next open meeting.
- G. For all closed meetings, an electronic recording shall be made (and shall be made a part of the permanent JFK Collection upon the termination of the Review Board's activities). Minutes of closed meetings (containing both classified and unclassified material) shall be taken by the Secretary of the Review Board or by another such person designated by the Executive Director. The Review Board shall vote to adopt or to modify the minutes of the previous closed meeting at the next closed meeting held in Washington, D.C.
- H. All Review Board votes to close a meeting or portion thereof must be

recorded and each individual Member must be polled. Polling of Review Board Members is not required for any other votes, except that upon the request of any Review Board Member, each Member shall be polled.

- I. No proxy may be used on a vote to close a meeting. Proxies will be permitted on all other Review Board matters covered under Part I of the Rules of Procedure.
- J. The Review Board shall be permitted to vote by notation voting (whether by written form or by telephone poll conducted by a member of the Senior Staff or by the Secretary of the Review Board). Three votes in support of any vote taken by notation shall be sufficient to bind the Review Board.
- K. The Review Board shall make a public announcement for each open and closed meeting at least one week before such meeting and the announcement shall describe the time, place, and subject matter of the meeting; whether the meeting is to be open or closed; and the name and business telephone number of the official designated by the Review Board to respond to requests for information about the meeting.
- L. The Review Board may call for an emergency meeting without being subject to paragraph 11 only if a majority of all Members determines by recorded vote that Review Board business requires that such meeting be scheduled in less than seven days and the public announcement required by paragraph 11 is made at the earliest practicable time.
- M. The Review Board may amend these Rules of Procedure only after a vote at an open meeting that has been noticed as including a revision of the Rules of Procedure as an agenda item.
- N. All procedural matters not addressed by these Rules of Procedure shall be governed by *Robert's Rules of Order Newly Revised* (9th ed. 1990).

**Part II: Review Board Procedures For Voting on Postponements in
Assassination
Records**

For Review Board decisions on the postponement or release of information contained in assassination records, the following rules shall apply:

- A. Formal determinations on the release or postponement of information may be made only when a quorum is present and four Review Board Members shall constitute a quorum for purposes of making formal

determinations[; **however, three Members voting unanimously may make decisions binding the Review Board.**]

- B. The Review Board may delegate to subcommittees of the Review Board (consisting of two Members) the authority to place records on either: (a) a consent agenda to release a postponement; or (b) a consent agenda to sustain a postponement. In order for a postponement to be placed on a consent agenda, the decision of the subcommittee must be unanimous with respect to the postponement. Any postponement for which the subcommittee is not able to make a unanimous recommendation shall be considered by the Review Board as a whole.
- C. Subcommittees are not required to meet collectively or in a quorum. The members of the subcommittees may individually review documents and record the results of their reviews on paper or electronic ballots. The votes to place postponements on the consent agenda must be recorded.
- D. Formal determinations to postpone records may be made only when three Members of the Review Board are on record as supporting a decision. No votes to abstain will be permitted.
- E. The Review Board, while in a quorum, may vote to approve or to reject subcommittee consent agenda recommendations and may vote to release or to sustain consent agenda recommendations without reviewing the records on a case-by-case basis.
- F. No vote on any postponement shall be made prior to the time that all Review Board Members will have adequate notice.
- G. Members may not vote by proxy.
- H. The votes of all Board Members shall be separately recorded for all votes.
- I. The Review Board may vote on: (a) a group of records as a whole, (b) on a individual record as a whole, or (c) on particular postponements within a record. However, upon the request of any Member, the Review Board shall record the vote separately on an individual record or on a particular postponement.
- J. A tie vote on a motion shall be understood to be a vote to table the motion until such time as the Review Board shall reconsider the motion.