

Assassination Records Review Board  
Notation Voting Form  
**Authorization to ARRB Staff to Draft and Issue  
Proposed FOIA Regulations and Proposed Privacy Act Regulations**  
June 6-7, 1995

This notation voting form is being distributed to each Member of the Assassination Records Review Board. The Members of the Board are requested to vote on and sign this form. In accordance with the terms of the Sunshine Act, the Members of the Board should not, while in a quorum (three or more Members), "deliberate" on the advisability of adopting either option.

The Board must issue for comment proposed FOIA Regulations and Privacy Act Regulations. In the ordinary course, such regulations are promulgated at the time an agency begins its work.

**Option 1: The Board authorizes the ARRB Staff to draft and publish in the *Federal Register* proposed FOIA Regulations and Privacy Act Regulations.**

The Staff is drafting proposed FOIA and Privacy Act regulations, which it anticipates will be completed within one week. Because the proposed regulations should be promulgated as soon as possible, it would be advisable for such proposals to be issued prior to the next Board meeting in New Orleans. The drafts will track federal law as closely as reasonable. The issuance of the proposed regulations will not bind the Board to accept any provision and it will be at liberty to make changes on its own and in response to public comment. Issuance of the proposed regulations will help put the Board in immediate compliance with FOIA and the Privacy Act. The Board will be at liberty to deliberate on the proposed regulations at its next open meeting in New Orleans. The Board also will have the opportunity to deliberate on issues raised in the public comments at future open meetings. The Staff recommends that Board Members vote for Option 1.

**Option 2: The Board instructs the Staff to await publishing the proposed FOIA and Privacy Act regulations until after the Board has had an opportunity to deliberate on them.**

Adoption of this option would delay the Board's compliance with FOIA and the Privacy Act, but would give the Board added input into the text of the proposed regulations. Under this option, the Board could deliberate on and make modifications to the proposed regulations in its next open meeting in New Orleans.

Vote FOR Option 1 \_\_\_\_\_ Board Member \_\_\_\_\_  
Vote FOR Option 2 \_\_\_\_\_ (please sign)  
Not voting \_\_\_\_\_ Date: \_\_\_\_\_

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