

**National Science Foundation**  
**Business and Operations Advisory Committee**  
**Guidance Document for the Creation and Operation of Subcommittees**

**I. Purpose**

This document provides a consolidated reference for the creation and operation of subcommittees of the NSF Business and Operations Advisory Committee (the BOAC or the Committee).

**II. Background**

The BOAC is an NSF federal advisory committee established pursuant to the Federal Advisory Committee Act, 42 U.S.C. §1861 et. seq. (FACA), to provide advice to the Director, Office of Budget, Finance, and Award Management (BFA) and to the Director, Office of Information and Resource Management (OIRM) of NSF. The BFA Director and the OIRM Director are the NSF Designated Federal Officials (DFOs) for the Committee.

The work of the BOAC focuses on issues related to oversight, integrity, development, and enhancement for improved performance of the Foundation's business operations. The Committee strives to provide advice that is relevant, objective, and timely. Because the BOAC is subject to FACA, its meetings are open to the public.

A subcommittee is a group that reports directly to the BOAC, not to NSF, and is not subject to FACA unless NSF voluntarily elects to apply the Act. Subcommittees may not report directly to NSF, unless they are duly established under FACA.

**III. Introduction**

The BOAC's [charter](#) provides that NSF may form subcommittees for any purpose consistent with the charter. Indeed, from the time that the BOAC was established, the agency has used the subcommittee mechanism from time to time when it sought a more in depth examination of a particular issue. At its Fall 2010 meeting, the Committee formally recommended that NSF:

Use the formal subcommittee mechanism to examine specific business matters in more depth and with broader external membership than would normally be on the Committee itself. In the past few years, subcommittees have been successful at examining key business processes.

NSF implemented this recommendation, conducted additional research and subsequently developed this guidance document to inform the agency's future use of BOAC subcommittees.

**IV. Subcommittee Creation**

- a. NSF DFOs must approve the creation and operation of any subcommittees.
- b. Subcommittees do not need a separate charter; however NSF should work collaboratively with the BOAC *and the subcommittee chair(s)* to develop a charge which should:
  - i. define the subcommittee's work, specifically setting forth the advice that NSF is seeking from the subcommittee, and whether NSF is seeking *independent* advice;
  - ii. estimate the number of in person meetings that will be required, and a proposed budget for the work of the subcommittee;

- iii. include a targeted timeframe for delivering a subcommittee report with advice and recommendations to the BOAC co-chairs; and
  - iv. except for the rare case of a standing subcommittee, include a statement that the subcommittee will terminate upon completion of the activities set forth in the charge.
- c. NSF may create subcommittees in between BOAC meetings with DFO approval, as long as the agency works collaboratively with the BOAC co-chairs and appropriate members.

**V. Subcommittee Membership**

- a. Though NSF ultimately selects subcommittee membership, NSF and the subcommittee chair(s) (in consultation with the BOAC) should work collaboratively to agree on membership. When appropriate, NSF may use an organizing committee of NSF staff to help select members and to address other logistics.
- b. The subcommittee chair or co-chairs should be defined at the time it is charged or as soon after as is reasonably possible, and should participate in refinement of the charge.
- c. A cognizant NSF staff member should be selected for each subcommittee.
- d. While there is no legal requirement that a BOAC member serve on a subcommittee, every effort should be made to include at least one BOAC member as a liaison to or a member of each subcommittee created.
- e. NSF staff and other federal employees may serve on subcommittees.

**VI. Subcommittee Operations and Communications**

- a. Subcommittee operations should proceed keeping the cognizant NSF staff member informed.
- b. NSF should consider creating an NSF cognizant organizing committee comprised of NSF-wide staff when the subcommittee's advice will impact a broad cross-section of the agency or is particularly sensitive, important or concerns challenging issues.
- c. NSF staff should support subcommittee logistics but involve the subcommittee chair (or defer as appropriate) in meeting administration matters such as agenda setting, room set up, appropriate use of remote technologies.
- d. Communication between subcommittee chairs and cognizant NSF staff member should be as frequent as necessary or appropriate.
- e. The cognizant NSF staff member and subcommittee chairs should agree early on and to the greatest extent possible with respect to data and information to which the subcommittee will need access to conduct its business. Where access to sensitive or personally identifiable information is required or where external information must be collected, the NSF Office of General Counsel should be consulted.
- f. The subcommittee chair should resolve conflicts that may arise in the conduct of subcommittee business. To the extent conflicts cannot be resolved, the chair should include minority opinions/unresolved conflicts in the subcommittee's report so that the BOAC and NSF will be informed of the conflict.
- g. Subcommittee chairs or the cognizant NSF staff member should make every effort to use a [short template to update](#) the BOAC on subcommittee activities in between BOAC meetings.

**VII. Subcommittee Report**

- a. Upon completion of the activities set forth in the charge, the subcommittee chair(s) should prepare a final report containing its advice, findings and recommendations for the BOAC and

deliver it to the BOAC chair(s). While use of a report [template](#) may not work for every subcommittee, reports should generally contain the sections set forth in the BOAC [template](#).

- b. Prior to delivering the final subcommittee report to the BOAC chair(s), the subcommittee chair(s) may share it with the cognizant NSF staff member(s), who may suggest edits to correct factual errors. Particularly where NSF is seeking independent advice from the subcommittee, NSF staff members should refrain from making substantive edits to the draft report. NSF staff is also *prohibited* by FACA from receiving subcommittee advice at this point in the process.
- c. Prior to delivering the final subcommittee report to the BOAC chair(s), the BOAC chair(s) may suggest changes.
- d. Upon receipt of the final subcommittee report, the BOAC chair(s) shall submit it to the full BOAC in advance of its next formal BOAC meeting.
- e. Subcommittee advice and recommendations must be discussed and deliberated at a duly organized BOAC meeting prior to submission to NSF.
- f. Once the subcommittee's report has been discussed and deliberated at a duly organized BOAC meeting, the BOAC shall discuss the subcommittee's report, accept it, and make it publicly available. The BOAC may also provide feedback to NSF and provide any comments it has to offer regarding the report or its findings and recommendations by way of a cover letter to the NSF DFOs.