

Charter
Board of Visitors of the U.S. Air Force Academy

1. Committee's Official Designation: The committee shall be known as the Board of Visitors of the U.S. Air Force Academy (BoV AFA).
2. Authority: The Secretary of Defense, pursuant to 10 U.S.C. § 9455 and in accordance with the Federal Advisory Committee Act (FACA) (5 U.S.C., Appendix) and 41 C.F.R. § 102-3.50(a), established the BoV AFA as a non-discretionary advisory committee.
3. Objectives and Scope of Activities: The BoV AFA provides independent advice and recommendations on matters relating to the U.S. Air Force Academy (USAFA), as set forth in paragraph four below.
4. Description of Duties: The BoV AFA, pursuant to 10 U.S.C. § 9455(e)(1), shall inquire into the morale, discipline, and social climate, the curriculum, instruction, physical equipment, fiscal affairs, academic methods, and other matters relating to the USAFA that the BoV AFA decides to consider.

Pursuant to 10 U.S.C. § 9455(d), the BoV AFA shall visit the USAFA annually. With the approval of the Secretary of the Air Force, the BoV AFA or its members may make other visits to the USAFA in connection with the duties of the BoV AFA or to consult with the USAFA Superintendent. The BoV AFA shall have access to the USAFA grounds and the cadets, faculty, staff, and other personnel of the USAFA for the purposes of the duties of the BoV AFA. Pursuant to 10 U.S.C. §§ 9455(e)(2) and (3), the Secretary of the Air Force and the Superintendent of the USAFA shall provide the BoV AFA candid and complete disclosure, consistent with applicable laws concerning disclosure of information, with respect to institutional problems and the BoV AFA shall recommend appropriate actions.

As directed by 10 U.S.C. § 9455(f), the BoV AFA shall prepare a semiannual report containing its views and recommendations pertaining to the USAFA, based on its meeting since the last such report and any other considerations it determines relevant. Each such report shall be submitted concurrently to the Secretary of Defense, through the Secretary of the Air Force, and to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives.

5. Agency or Official to Whom the Committee Reports: The BoV AFA reports to the Secretary of Defense, through the Secretary of the Air Force, Pursuant to Department of Defense (DoD) policy, the Secretary of the Air Force may act upon the BoV AFA's advice and recommendations, unless otherwise directed by statute.
6. Support: The DoD, through the Department of the Air Force and the Superintendent of the USAFA, provides the necessary support for the BoV AFA and ensures compliance with the requirements of the FACA, the Government in the Sunshine Act ("the Sunshine Act") (5 U.S.C. § 552b), governing Federal statutes and regulations, and DoD policy and procedures.
7. Estimated Annual Operating Costs and Staff Years: The estimated annual operating cost, to include travel, meetings, federal staff payments and contract support, is approximately \$577,350. The estimated annual personnel costs to the DoD is 3.5 full-time equivalents.
8. Designated Federal Officer: The BoV AFA's Designated Federal Officer (DFO), shall be a full-time

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or permanent part-time DoD civilian Federal officer or employee, or active-duty member of the Armed Forces, designated in accordance with DoD policy and procedures.

The BoV AFA's DFO is required to attend all BoV AFA meetings for the entire duration of each meeting. However, in the absence of the BoV AFA's DFO, a properly approved Alternate DFO, duly designated to the BoV AFA in accordance with DoD policy and procedures, must attend the entire duration of all BoV AFA meetings.

The DFO, or the Alternate DFO, approves and calls all BoV AFA meetings; prepares and approves all meeting agendas; and adjourns any meeting when the DFO, or the Alternate DFO, determines adjournment to be in the public interest or required by governing regulations or DoD policy and procedures.

9. Estimated Number and Frequency of Meetings: The BoV AFA shall meet at the call of the BoV AFA's DFO, in consultation with the BoV AFA's Chair and the Secretary of the Air Force. Pursuant to 10 U.S.C. § 9455 (d), the BoV AFA shall visit the USAFA annually, and a meeting will be held concurrent with the BoV AFA's annual USAFA visit. Any additional meetings will be scheduled pursuant to 10 U.S.C. §§ 9455(i)(1) and (2), a majority of the members of the BoV AFA may call an official meeting of BoV AFA once per year, and a member may attend such a meeting in person, at the USAFA, or remotely, at the election of such member.
10. Duration: The need for this advisory committee is on a continuing basis; however, it is subject to renewal every two years when the charter is filed again.
11. Termination: The BoV AFA shall terminate upon rescission of 10 U.S.C. § 9455.
12. Membership and Designation: The BoV AFA, pursuant to 10 U.S.C. §§ 9455(a) and (b)(2), shall be constituted annually and composed of the following 15 members:
 - a. Six persons designated by the President of the United States, at least two of whom shall be graduates of the USAFA.
 - b. The Chair of the Committee on Armed Services of the House of Representatives, or designee.
 - c. Four persons designated by the Speaker of the House of Representatives, three of whom shall be members of the House of Representatives and the fourth of whom may not be a member of the House of Representatives.
 - d. The Chair of the Committee on Armed Services of the Senate, or designee.
 - e. Three other members of the Senate designated by the Vice President or the President pro tempore of the Senate, two of whom are members of the Committee on Appropriations of the Senate.

Pursuant to 10 U.S.C. § 9455(b)(1), BoV AFA members designated by the President of the United States shall serve for three years each, except that any member whose term of office has expired shall continue to serve until a successor is designated by the President. The President shall designate persons each year to succeed the members whose terms expire that year. Pursuant to 10 U.S.C. § 9455(c)(1), if a member of the BoV AFA dies, resigns or is terminated, a successor shall be designated for the unexpired portion of the term by the official who designated the member.

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Pursuant to 10 U.S.C. § 9455(c)(2)(A) (“the absenteeism provision”), if a member of the BoV AFA fails to attend two successive BoV AFA meetings, except in a case in which an absence is approved in advance for good cause by the BoV AFA Chair, such failure shall be grounds for termination from membership on the BoV AFA.

Pursuant to 10 U.S.C. § 9455(c)(2)(B), termination of membership on the BoV AFA pursuant to the absenteeism provision, in the case of a member of the BoV AFA who is not a Member of Congress, may be made by the BoV AFA’s Chair and, in the case of a member of Board who is a Member of Congress, may be made only by the official who designated the member.

Pursuant to 10 U.S.C § 9455(c)(2)(C), when a member of the BoV AFA is subject to termination from membership on the BoV AFA under the absenteeism provision, the BoV AFA’s Chair shall notify the official who designated the member. Upon receipt of such a notification with respect to a member of the BoV AFA who is a Member of Congress, the official who designated the member shall take such action as that official considers appropriate.

BoV AFA members who are not full-time or permanent part-time Federal civilian officers or employees, or active-duty members of the Uniformed Services, shall be appointed as experts or consultants pursuant to 5 U.S.C. § 3109 to serve as special government employee (SGE) members. BoV AFA members who are full-time or permanent part-time Federal civilian officers or employees, or active-duty members of the Uniformed Services, shall be designated pursuant to 41 C.F.R. § 102-3.130(a) to serve as regular government employee (RGE) members. The BoV AFA members shall select the Chair and Vice Chair from the total membership.

Each BoV AFA member is appointed to exercise his or her own best judgment on behalf of the DoD, without representing any particular point of view, and to discuss and deliberate in a manner that is free from conflicts of interest.

Except for reimbursement of official BoV AFA-related travel and per diem, members serve without compensation.

13. Subcommittees: The DoD has determined that subcommittees are not authorized for this advisory committee.
14. Recordkeeping: The records of the BoV AFA shall be managed in accordance with General Record Schedule 6.2, Federal Advisory Committee Records, or other approved agency records disposition schedule, as well as the appropriate DoD policies and procedures. These records shall be available for public inspection and copying, subject to the Freedom of Information Act (5 U.S.C. § 552).
15. Filing Date: November 10, 2022