

Response Systems Panel
Role of the Commander Subcommittee
Minutes of November 20, 2013 Meeting

The Response Systems to Adult Sexual Assault Crimes Panel (RSP) is a federal advisory committee within the Department of Defense (DoD) operating pursuant to Section 576(a) of the National Defense Authorization Act for Fiscal Year 2013, the Federal Advisory Committee Act of 1972, the Government in Sunshine Act of 1976, and other appropriate federal regulations. The Role of the Commander (RoC) Subcommittee of the RSP held a meeting on November 20, 2013, to conduct a review of commander accountability for sexual assault prevention and response. The meeting began at 9:12 a.m. and concluded at 3:58 p.m. at the RSP office at 875 N. Randolph St, Arlington, VA 22203. The transcript of the November 20, 2013 proceedings is incorporated herein by reference.

Participating RoC Subcommittee Members:

The Honorable Barbara S. Jones, Chair
Vice Admiral (ret.) James Houck (by phone)
The Honorable Elizabeth Holtzman
General (ret.) Carter Ham
Colonel Lisa Turner (by phone)
Major General (ret.) John Altenburg
Ms. Joye Frost

RSP Staff Participants:

Colonel Patricia Ham, RSP Staff Director
Lieutenant Colonel Kyle Green, RoC Branch Chief
Ms. Shannon Green, Legislative Analyst

Presenters:

Professor Eugene Fidell, Yale Law School
Mr. James Love, DoD Office of Diversity Management and Equal Opportunity
Dr. Dan McDonald, Defense Equal Opportunity Management Institute
Lieutenant Colonel Kay Emerson, Army Office of Diversity & Leadership
Mr. George Bradshaw, 21st Century Sailor Office
Colonel T. V. Johnson, Marine Corps Diversity and Equal Opportunity Office
Master Gunnery Sergeant Lester Poole, Marine Corps Diversity and Equal Opportunity Office
Mr. Cyrus Salazar, Air Force Equal Opportunity Program
Mr. James Ellison, Coast Guard Civil Rights Directorate
Brigadier General Gina Grosso, USAF, Director of Force Management Policy
Lieutenant General Howard Bromberg, USA, Deputy Chief of Staff for Personnel

Captain Steve Deal, USN, Deputy Director, 21st Century Sailor Office
Colonel Robin Gallant, USMC, Commanding Officer, Headquarters & Services Battalion
Rear Admiral Daniel Neptun, USCG, Assistant Commandant for Human Resources

Others Present:

Mr. Clarence Johnson, DoD Office of Diversity Management and Equal Opportunity
Ms. Maria Fried, Designated Federal Official

After the meeting was opened, Judge Jones introduced Professor Fidell, who answered questions about the latest version of the Military Justice Improvement Act (MJIA), which Senator Kirsten Gillibrand intends to introduce as an amendment to the NDAA.

The presentations portion of the Subcommittee meeting followed, beginning with representatives from the Defense Office of Diversity Management and Equal Opportunity.

The meeting continued with a panel of Service representatives discussing the administration and reporting of command climate surveys. The Subcommittee then heard from a panel of commanders on commander accountability and performance evaluation.

The Subcommittee discussed the four attached documents in connection with revisions to the MJIA that Senator Gillibrand had just released in the Senate during debate on the NDAA.

A brief discussion followed as to additional areas of investigation that members desired before reaching ultimate conclusions on the role of the commander in convening courts-martial. After the Chair offered brief comments in connection with Subcommittee plans for obtaining the view of former commanders, the meeting ended at 3:58 p.m.

I hereby certify, to the best of my knowledge, the foregoing minutes are accurate and complete.



Barbara S. Jones

Chair

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Attachments:

1. Floor speech on technical issues.doc
2. FINAL Amendment Text.pdf
3. Technical concerns on Gillibrand amendment.pdf
4. FY14 NDAA - Sen Amendments.doc