

WEBSITE DISCLOSURE OF BOARD DIVERSITY MATRIX: WHAT COMPANIES NEED TO KNOW

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Companies listed on Nasdaq are required to annually disclose board-level diversity data using a standardized Board Diversity Matrix template. Companies can choose to provide this disclosure in the company's proxy statement or its information statement (or if the company does not file a proxy, its Form 10-K or 20-F), or on the company's website. If your company discloses a compliant Board Diversity Matrix in your proxy, you are not required to publish it on the company's website.

To facilitate compliance monitoring with Nasdaq's Board Diversity Rule 5606, a company that elects to provide disclosure on its website needs to:

- 1. Complete the Board Diversity Matrix template. U.S. companies may complete this <u>fillable PDF</u> of the Board Diversity Matrix, or you may create your own template if the format is substantially similar to the standardized template. Foreign Issuers may complete this <u>fillable PDF</u> of the Board Diversity Matrix.
- 2. Post the Matrix on your company's website, clearly labeled Board Diversity Matrix. While your company can provide the Board Diversity Matrix anywhere on its website, we recommend posting it on your company's Investor Relations webpage or other webpage where Governance documents are housed. Below are some company website disclosure examples:
 - Datasea Inc. <u>iPower Inc.</u> <u>Kelly Services, Inc.</u> <u>Novanta Inc.</u> <u>PepsiCo, Inc.</u> <u>SEI Investments Company</u> <u>Tower Semiconductor Ltd</u>
- 3. Complete Section 10, Board Diversity Disclosure, of the Company Event Form. Log in to the <u>Listing Center</u> and complete Section 10 of the form, which requires your company to provide the Disclosure Date and URL Location of its Matrix.

Still have questions? We maintain a toolkit of resources to help our listed companies and their advisors understand and achieve compliance with these new requirements.

- FAQs. FAQs to address matrix-specific questions are available on the Listing Center website <u>here</u>. A complete list of Board Diversity focused FAQs are available <u>here</u>.
- Dedicated Mailbox for Questions. Email your questions to <u>drivingdiversity@nasdaq.com</u>.