

Joint Legislative Oversight
& Sunset Committee

JLOSC Meeting: February 1, 2022

Starting at 12:00 p.m.



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Mark Brainard Jr. & Amanda McAtee
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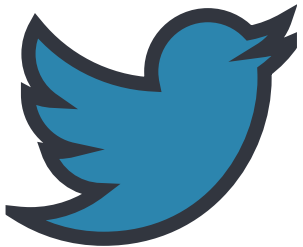
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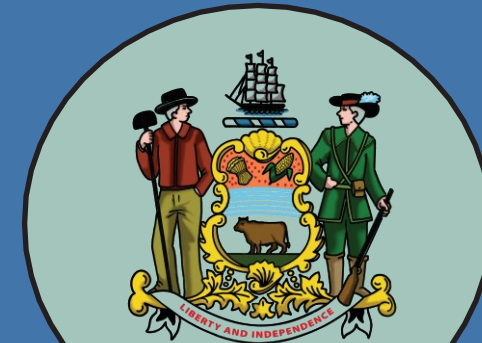
JOINT LEGISLATIVE OVERSIGHT AND SUNSET COMMITTEE

**Joint Legislative Oversight and Sunset Committee
Virtual Meeting
Public Access via General Assembly Live Stream**

**Tuesday, February 1, 2022
12:00 p.m.**

Agenda

1. Welcome
2. Approve Minutes
3. Focused Review: Interagency Council on Adult Literacy
4. Focused Review: Delaware Motion Picture and Television Development Commission
5. Discussion and Selection of 2023 entities for JLOSC Review
6. Adjournment



**Joint Legislative Oversight
& Sunset Committee**

**Update: Focused
Reviews & 2023
Review Selection**

**151st General Assembly,
2nd Session**

Sen. Kyle Evans Gay, Vice-Chair
Sen. Stephanie L. Hansen
Senator Sarah McBride
Sen. Brian G. Pettyjohn
Sen. Bryant L. Richardson



Rep. Sherry Dorsey Walker, Chair
Rep. Krista Griffith
Rep. Kendra Johnson
Rep. Jeff N. Spiegelman
Rep. Lyndon D. Yearick

STATE OF DELAWARE

JOINT LEGISLATIVE OVERSIGHT AND SUNSET COMMITTEE

Orientation Minutes – January 24, 2022

1 Chair Dorsey Walker called the meeting to order at 12:00 p.m. Committee members present
2 included Vice-Chair Gay; Senators Hansen, McBride, Pettyjohn, and Richardson; Representatives
3 Griffith, Johnson, Spiegelman, and Yearick. Staff present included Mark Brainard, Jr. and Amanda
4 McAtee, Joint Legislative Oversight and Sunset Committee (“JLOSC”) Analysts; Natalie White,
5 Administrative Specialist; and Elliot Gray, Legislative Fellow. A quorum was met.

6 Chair Dorsey Walker welcomed members of the committee to its orientation meeting for the
7 second session of the 151st General Assembly and called for Committee and staff introductions.

8 Chair Dorsey Walker moved to item 2 of the agenda, the approval of the June 22, 2021 meeting
9 minutes. Senator Pettyjohn motioned to approve the June 22, 2021 meeting minutes as written,
10 and Senator Hansen seconded the motion. The motion carried 10-0, with Senators Gay, Hansen,
11 McBride, Pettyjohn, and Richardson, and Representatives Dorsey Walker, Griffith, Johnson,
12 Spiegelman, and Yearick voting in favor, none opposed.

13 Senator Pettyjohn motioned to recess for 5 minutes to fix an audio issue, and Senator Gay seconded
14 the motion. The motion carried 10-0, with Senators Gay, Hansen, McBride, Pettyjohn, and
15 Richardson, and Representatives Dorsey Walker, Griffith, Johnson, Spiegelman, and Yearick
16 voting in favor, none opposed.

17 Amanda McAtee and Mark Brainard presented the Committee’s annual member orientation,
18 highlighted the JLOSC review process and gave a schedule overview on current holdover and 2022
19 review entities. The Committee set a meeting schedule which included 10 meetings dates for 2022.

20 The meeting concluded at 12:51 p.m.

21 Respectfully prepared by:

22 Amanda McAtee and Mark Brainard, JLOSC Analysts, Joint Legislative Oversight and Sunset
23 Committee.

24 *Access to the complete video recording of this proceeding is available [here](#).*



Focused Reviews

- Do not follow the standard oversight and sunset review process.
- Scope limited to research topics assigned by JLOSC.
- No self-report, presentation meeting, or performance evaluation.
- Public comment always welcome:
sunset@delaware.gov.

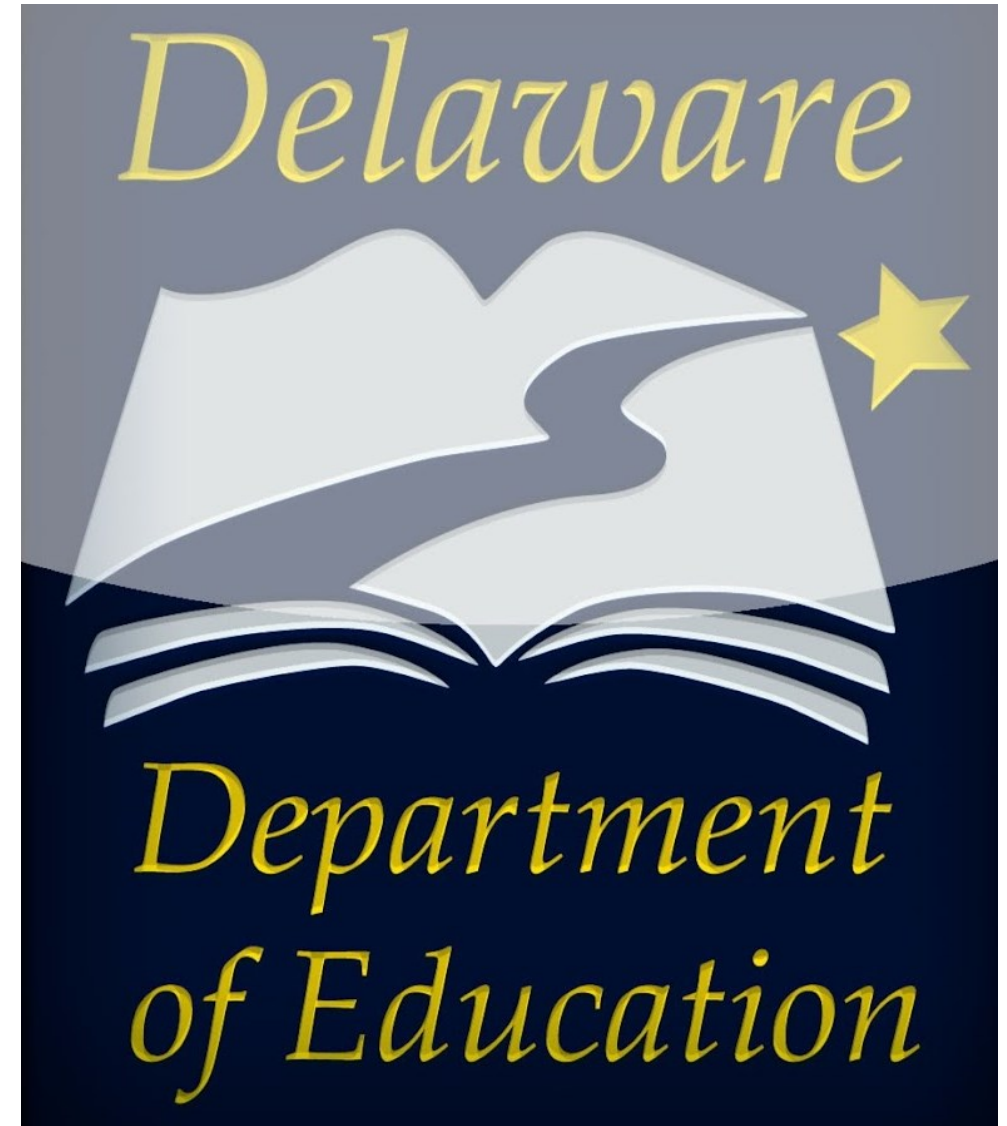
Focused Review: Interagency Council on Adult Literacy (“ICAL”)



- Recreated by Governor Minner’s Executive Order 40 in 2003; not in Delaware Code.
 - Last meeting: June 2015.
 - “Responsible for the development of an action plan to advance literacy within the State.”
 - Epilogue language still lists the Interagency Council on Adult Literacy as a pass-through program in the Department of Education, with an allocation of \$278,600.
- Groups currently meeting under DOL as part of the federal Workforce Innovation and Opportunity Act (“WIOA”).
 - Portion of work is adult education.
- No entity solely dedicated to adult literacy.

Focused Review: ICAL

- Workforce issues continue following the Covid-19 pandemic.
 - Work should continue with the topic of adult literacy.
- There are entities that discuss related topics.
- Nothing to remove in Code.
 - Up to Office of the Governor to either fill the Council or have Governor withdraw Executive Order 40.
- JLOSC can request staff research re-incorporating adult literacy into the work of a public body, whether existing or new.



Focused Review: Motion Picture & Television Development Commission

- Created in 2015 with statute changes in 2016 & 2017.
 - Last meeting in 2017.
 - Initially housed in the Department of Finance.
 - Has not met since move to Division of Small Business (DOS) in 2017.
- Performance of primary, statutory functions are unmeasurable.
 - Only 3 meeting minutes are available.
- Conflicting messages regarding the need for a budget.
 - 2016 meeting minutes.
 - 2021 discussion with JLOSC staff.
- Preliminary research from other states.
 - Some states offer tax and rebate incentives.
 - Some states without incentives still offer other resources and information to interested parties.
- Staff Recommendation for Possible Next Steps.
 - Division of Small Business work with appointing authorities to reconstitute the Commission.
 - Reexamine membership, new Commission members, possible changes to statute.



Looking ahead: 2023 Review Selection

- Staff prepared list of boards and commissions for standard JLOSC review consideration.
 - Never reviewed.
 - Created in last 2 decades or prior to 1999.
- Staff recommends picking 4-5 boards for standard review.
- Focused review ideas are welcome.



Looking ahead: Entities for Possible Review 2023

Governor's Office appointed Boards for 2023 review consideration (15 in total):

1. Manufactured Home Installation Board (DOS) – created in 2006
2. State Fire Prevention Commission (FIRE) – created in 1955, never reviewed
3. Delaware Science and Technology Council (DOE) – created 2006
4. Board of Home Inspectors (DOS) – created in 2011



6. Provider Advisory Board (DOE) – moved to DOE in 2020, under Office of Child Care Licensing
7. Delaware State Arts Council (DOS) – created in 1989, never reviewed
8. Tourism Advisory Board (DOS) – transferred in code in 2017, never reviewed
9. Nutrient Management Commission (AG) – created in 1999, never reviewed
10. Homeland Security Advisory Council (DSHS) – reestablished in 2001 by EO, never reviewed
11. Delaware Police Accreditation Commission (DSHS) – created in 2008, never reviewed

Entities for consideration from our annual list of entities eligible for review (4 total):

12. State Scenic and Historic Highway Advisory Board (DOT) – created in 2000, never reviewed
13. Kent County Board of Adjustment – never reviewed anything in a county.
14. New Castle County Board of Adjustment – never reviewed anything in a county.
15. Sussex County Board of Adjustment – never reviewed anything in a county.