

Joint Legislative Oversight & Sunset Committee

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JLOSC Meeting: February 16, 2022

Starting at 1:00 p.m.

Today's Review Presentations:

- Council on Libraries
- Gov. Commission on Community and Volunteer Service

Zoom Meeting Registration Required for Public Comment on these presentations.

Scan QR Code and Register via Zoom



SCAN ME

Answer required registration questions and join Zoom webinar. During the public comment agenda items, staff will call on members of the public in the order of registration.

Sen. Kyle Evans Gay, Vice Chair
Sen. Stephanie L. Hansen
Sen. 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

Joint Legislative Oversight and Sunset Committee
Virtual Meeting

Public Viewing Access via General Assembly [Live Stream](#)

Public Registration [Link](#) for Public Comment

Wednesday, February 16, 2022
1:00 p.m.

Agenda

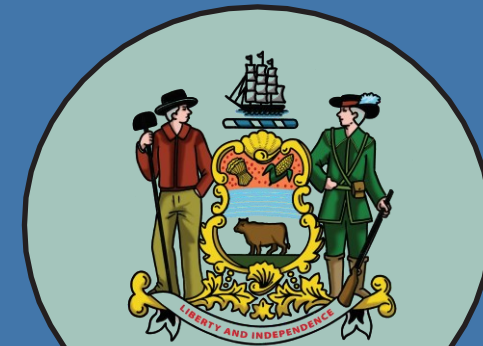
1. Welcome
2. Approve Minutes
3. Presentation Meeting: Council on Libraries
4. Public Comment: Council on Libraries
5. Staff Findings and Recommendations: Council on Libraries
6. Presentation Meeting: Governor's Commission on Community and Volunteer Service
7. Public Comment: Governor's Commission on Community and Volunteer Service
8. Staff Findings and Recommendations: Governor's Commission on Community and Volunteer Service
9. Adjournment

Note: The Committee's Chair will recognize members of the public to supply comments after an entity's presentation, [zoom meeting registration](#) is required. Per JLOSC [Rule 6](#), public comments must be on the subject at hand and are limited to 2 minutes for a Delaware citizen, a group spokesperson is limited to 3 minutes. Zoom registration is not required to simply watch the meeting's [live stream](#).

Written public comments can be submitted to Sunset@Delaware.gov or by using the Committee's public comment [form](#). Self and Staff Reports about these reviews are available on the Committee's [website](#). Contact JLOSC staff with any questions.



SCAN ME



Joint Legislative Oversight
& Sunset Committee

2022 Review Presentations:

- Council on Libraries
- Gov. Commission on Community and Volunteer Service

151st General Assembly
2nd Session

JOINT LEGISLATIVE OVERSIGHT AND SUNSET COMMITTEE

Meeting Minutes – February 8, 2022

1 Chair Dorsey Walker called the meeting to order at 12:02 p.m. Committee members present included Vice-
2 Chair Gay; Senators Hansen, McBride, Richardson, and Pettyjohn; and Representatives Griffith, Johnson,
3 Spiegelman, and Yearick. Staff present included Mark Brainard, Jr. and Amanda McAtee, Joint Legislative
4 Oversight and Sunset Committee (“JLOSC”) Analysts; and Holly Vaughn Wagner, Legislative Attorney
5 for JLOSC. A quorum was met.

6 Chair Dorsey Walker welcomed everyone to the meeting and called for Committee and Staff introductions.

7 Chair Dorsey Walker moved to item 2 of the agenda, the approval of the February 1, 2022 meeting minutes.
8 Senator Richardson motioned to approve the February 1, 2022 orientation minutes as written, and Senator
9 Pettyjohn seconded the motion. The motion carried 10-0, with Senators Gay, Hansen, McBride, Pettyjohn,
10 and Richardson, and Representatives Dorsey Walker, Griffith, Johnson, Spiegelman, and Yearick voting in
11 favor, none opposed.

12 Chair Dorsey Walker moved to item 3 of the agenda, a holdover meeting for the Delaware Interscholastic
13 Athletic Association (“DIAA”). Mark Brainard, Jr. presented updates on staff findings from the holdover
14 review. After presenting, Mark Brainard, Jr. recommended DIAA provide further updates to JLOSC in the
15 coming months.

16 Chair Dorsey Walker introduced Donna Polk, Executive Director, and Dr. Bradley Layfield, Board
17 Chairman, as representatives from the DIAA. Representative Yearick, Chair Dorsey Walker, and Vice-
18 Chair Gay asked questions. Executive Director Polk and Dr. Layfield provided clarification.

19 Chair Dorsey Walker moved to item 4 of the agenda, discussion of the progress report on the Delaware
20 Nursing Home Residents Quality Assurance Commission (“DNHRQAC”). Margaret Bailey and Lisa
21 Furber of DNHRQAC were introduced to discuss DNHRQAC’s progress on implementing Committee
22 recommendations, and to answer Committee questions. Mark Brainard, Jr. also presented a summary of
23 DNHRQAC’s Review process.

24 After the discussion of DNHRQAC’s progress report, questions and comments were submitted by Chair
25 Dorsey Walker, Vice-Chair Gay, Representatives Griffith and Johnson, and Senators Pettyjohn and
26 Richardson. Margaret Bailey and Lisa Furber provided clarification.

27 Chair Dorsey Walker moved to item 5 of the discussion and selection of entities for JLOSC Review in
28 2023. Amanda McAtee presented information on the JLOSC Review process and on the entities selected
29 for JLOSC Review in 2023. The review discussion will be included on a future agenda.

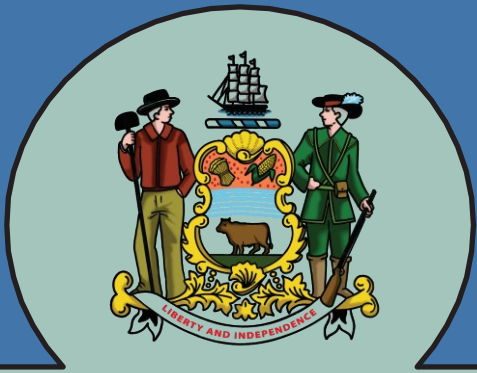
30 Chair Dorsey Walker moved to item 6 of the agenda, updates for the Committee by JLOSC staff. Amanda
31 McAtee presented the staff updates.

32 The meeting adjourned at 1:24 p.m.

33 Respectfully prepared by:

34 Elliot Gray, Legislative Fellow, Joint Legislative Oversight and Sunset Committee.

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



Joint Legislative Oversight
& Sunset Committee

Public Comment: Libraries & Volunteer

Registration Required
Scan QR Code Below



Scan QR Code and Register via Zoom

Please answer required questions and
join Zoom webinar.

Staff will call on members of the public
in the order of registration.

Email written comments to
Sunset@Delaware.gov.

**Staff Findings and Recommendations
Report
Council on Libraries**

151st General Assembly, 2nd session



*Respectfully submitted to the
Joint Legislative Oversight and Sunset Committee
February 2022*

Staff Reports Key Features

All Staff Reports include:

- Staff Findings.
 - Analysis of performance compared to outlined statutory duties, FOIA Scorecard.
- Staff Recommendations.
 - Draft only; Never final until adopted by JLOSC members, affirmative vote of 7 required.
 - Committee members are free to edit or create new recommendations.
- Objective, Scope, and Methodology.
 - What is covered in the review.
 - Includes fieldwork and background research synopsis.
- Response letter from council/commission/committee under review.
- All Staff Reports uploaded to 2022 Review Tab at least 1 week prior to presentation meeting.



Staff Report Council on Libraries

8 total staff findings, highlights include:

- Council is a high performer of statutory duties; meets on a regular basis; members have a high attendance rate (81% or higher); chronic quorum issues not seen.
- Engaged and involved in topics concerning libraries and library standards throughout the state.
- Minor FOIA compliance issues, recent improvements seen.
- Effectively reviews library construction applications and makes recommendations to Secretary of State.
- Identified areas of Delaware Code to update in addition to strengthening public school and Dept. of Correction library systems with more effective collaboration.
- Council provides access to training opportunities and is engaged on a national level.
- Membership changes to statute would positively benefit the Council (clear up appointment process/authority, add standard quorum language so vacancies do not affect quorum).
- Positive feedback received from public outreach survey.

Staff Report: Staff Recommendations

Recommendation #1, Option 1 – Continue the Council on Libraries

After review and analysis, JLOSC staff recommends option 1, continue the Council on Libraries, subject to any further recommendations that JLOSC adopts.

Continue or Terminate (standard JLOSC recommendation).

Option 1: The Council on Libraries shall continue, subject to any further recommendations that JLOSC adopts.

- OR -

Option 2: The Council on Libraries is terminated, and the Committee will sponsor legislation to implement this recommendation.

Recommendation #2 – Statute Revisions

JLOSC should consider sponsoring a bill to apply technical corrections to the governing statute of the Council on Libraries, Chapter 87, Title 29, and using this review as a guide, applying revisions to sections covering topics such as:

- Update Council composition.⁴
 - Define quorum.
- Update Public Library Technology Assistance Act to reflect the Delaware Library Consortium.⁵
- Update and move library references under Department of Education to Department of State.

JLOSC and Council on Libraries administrative staff will work together to develop statutory revisions. JLOSC staff will engage stakeholders as necessary.

Recommendation #3 – Release from Review.

Release the Council on Libraries from review upon enactment of legislation applying technical corrections and changing board composition listed under Recommendations 2.

- Council has desire to strengthen public school and Dept of Correction library systems with increased collaboration.
- Update Council composition, define quorum.
- Technical corrections.



Staff Report

Gov. Commission on Community and Volunteer Service

10 total staff findings, highlights include:

- Commission is a high performer of statutory duties; meets on a regular basis; members have a high attendance rate (80% or higher); chronic quorum issues not seen.
- Engaged and involved as an advisory body to the Administrator of the State Office of Volunteerism while considering matters relating to volunteer service.
- Minor FOIA compliance issues, recent improvements seen.
- After improvements, effectively reviews applications for National Service Program and AmeriCorps supplying recommendations to the State Office of Volunteerism.
- Commission provides access to training opportunities and onboarding manual to all members.
- Membership changes to statute would positively benefit the Commission (apply federal standards for 10 needed positions; add standard quorum language so vacancies do not affect quorum).
- Updates suggested for website, bylaws, and standing committee structure.
- Positive feedback received from public outreach survey.

Recommendation #1, Option 1 – Continue the Governor’s Commission on Community and Volunteer Service

After review and analysis, JLOSC staff recommends option 1, continue the Governor’s Commission on Community and Volunteer Service, subject to any further recommendations that JLOSC adopts.

Continue or Terminate (standard JLOSC recommendation).

Option 1: The Governor’s Commission on Community and Volunteer Service shall continue, subject to any further recommendations that JLOSC adopts.

- OR -

Option 2: The Governor’s Commission on Community and Volunteer Service is terminated, and the Committee will sponsor legislation to implement this recommendation.

Recommendation #2 – Statute Revisions

JLOSC should consider sponsoring a bill to apply technical corrections to the governing statute of the Governor’s Commission on Community and Volunteer Services, Chapter 79, Title 29, and using this review as a guide, applying revisions to sections covering topics such as:

- Commission composition including term length and eligibility.
- Quorum requirements (currently 40% of appointed members).
- Incorporating federal requirements.

JLOSC and Commission administrative staff will work together to develop statutory revisions. JLOSC staff will engage stakeholders, as necessary.

Recommendation #3 – Standing Committee Restructure

The Governor’s Commission on Community and Volunteer Services shall reevaluate its 4-committee structure, assess current responsibilities of the Executive Committee, and reestablish the necessary committees.

The Commission created 4 committees for specific duties and responsibilities, currently only the Executive Committee is meeting.

Recommendation #4 – Update Bylaws

The Governor’s Commission on Community and Volunteer Services shall consider updating its 2010 bylaws to reflect Freedom of Information Act (“FOIA”) requirements and current Commission operations, including updated committee structure.

Recommendation #5 – Release from Review.

Release the Governor’s Commission on Community and Volunteer Services from review upon enactment of legislation applying technical corrections and changing board composition listed under Recommendation 2.

Staff Report: Staff Recommendations

- Update Commission composition, define quorum, and incorporate federal requirements for 10 needed positions.
- Technical corrections.
- Re-evaluate its standing committee structure, only 1 of 4 is currently meeting.
- Update by-laws to include FOIA requirements, current Commission operations, and changes to standing committees.