

Joint Legislative Oversight & Sunset Committee

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JLOSC Meeting: March 23, 2023

Starting at 1:00 p.m.

SEE AGENDA FOR DETAILED INFO

Today's Review Presentation: Delaware Byway Advisory Board

**Zoom Webinar Registration Required for
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STATE OF DELAWARE
JOINT LEGISLATIVE OVERSIGHT AND SUNSET COMMITTEE

**Joint Legislative Oversight and Sunset Committee
Hybrid Meeting**

Tatnall Building Room 112 and General Assembly [Live Stream](#)

Thursday, March 23, 2023

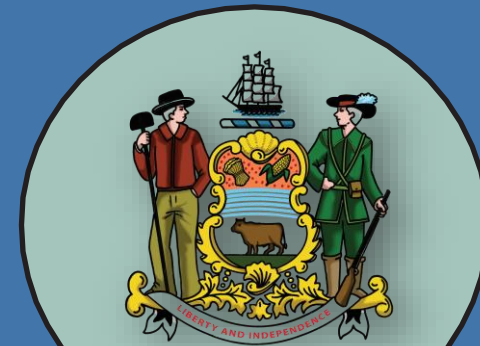
1:00 p.m.

Agenda

1. Welcome
2. Approve Minutes
3. Presentation: Delaware Byway Advisory Board
4. Public Comment: Delaware Byway Advisory Board review
5. Staff Findings and Recommendations: Delaware Byway Advisory Board
6. Recommendations for Delaware Byway Advisory Board
7. Discussion of Draft Legislation
8. 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 7, public comments must be on the subject at hand and are limited to 2 minutes per individual. 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.



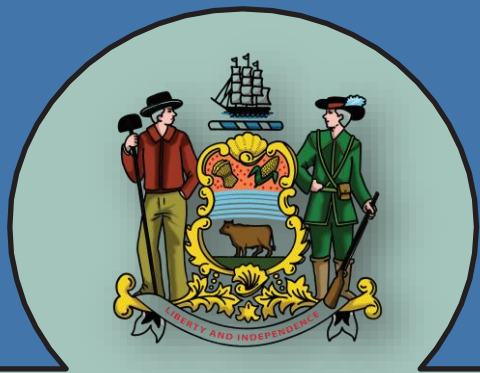
**Joint Legislative Oversight
& Sunset Committee**

**2023 Review Presentation:
Delaware Byway Advisory Board**



**Zoom Registration:
<https://bit.ly/JLOSC323>**

See posted agenda for full details.



Joint Legislative Oversight
& Sunset Committee

Public Comment: Delaware Byway Advisory Board

Registration Required Scan QR Code Below



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Register and join Zoom webinar
in progress.

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

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must be on the subject at hand



Staff Report

Delaware Byway Advisory Board

6 total staff findings, highlights include:

- Last known meeting of the Board was in 2005:
 - Board was used to develop Scenic/Historic Highways Program Guide.
 - Board no longer meets.
 - Board is not meeting a state need.
- 6 designated byways statewide have boards/organizations responsible for management and communicate directly with DelDOT's Byway Coordinator.
 - Byway Management Organization develop the Corridor Management Plan and communicate directly with DelDOT regarding required updates to the plan.
- Unable to establish FOIA compliance as the last meeting occurred in 2005.
- DelDOT's manual provides project guidance to byway organizations but does not outline any role for the Advisory Board.
- The Byway Program Guide was revised in 2021 to reflect updated expectations and requirements. It remains in draft form.
- The Delaware Byway Program website contains out of date information that does not reflect current processes.

STAFF RECOMMENDATIONS

Recommendation #1, Option 2 – Sunset the Delaware Byway Advisory Board

Review and analysis by JLOSC staff conclude the Delaware Byway Advisory Board is not operational. The Delaware Byways program is currently not accepting applications for new byways. The existing 6 byways are self-governed by Byway Management Organizations and individual Corridor Management Plans, showing that the Advisory Board is not meeting a state need.

JLOSC staff recommends Option 2: Sunset the Delaware Byway Advisory Board with JLOSC sponsoring legislation to implement this recommendation.

Continue or Terminate (standard JLOSC recommendation).

Option 1: The Delaware Byway Advisory Board shall continue, subject to any further recommendations that JLOSC adopts.

- OR -

Option 2: The Delaware Byway Advisory Board is terminated, and the Committee will sponsor legislation to implement this recommendation.

Recommendation #2 – Website Update and Publish 2021 Delaware Byways Program Guide

The Delaware Department of Transportation shall update the Delaware Byway Program website to reflect current operation:

- Remove information for suggesting and nominating new byways.
- Publish the 2021 Delaware Byways Program Guide.
- Publish the annual, written status reports of each Byway Management Organization as outlined in the Delaware Byways Program Guide.
- Publish updated Corridor Management Plans.

Recommendation #3 Release from Review

Release the Delaware Byway Advisory Board from review upon enactment of sunset legislation.

Staff Report Staff Recommendations

- **Sunset the Delaware Byway Advisory Board.**
 - **Not operational.**
 - **Program is not accepting applications for new byways.**
 - **Existing byways are self-governed by organizations and management plans.**
- **Update website to reflect current processes.**
- **Finalize and publish the 2021 Delaware Byways Program Guide.**