

Sen. Kyle Evans Gay, Chair
Sen. Stephanie L. Hansen
Sen. Brian G. Pettyjohn
Sen. Marie Pinkney
Sen. Bryant L. Richardson



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

STATE OF DELAWARE

JOINT LEGISLATIVE OVERSIGHT AND SUNSET COMMITTEE

Meeting Minutes – March 25, 2021

1 Chair Gay called the meeting to order at 9:00 a.m. Committee members present included
2 Vice-Chair Dorsey Walker; Senators Hansen, Pettyjohn, Pinkney, and Richardson, and
3 Representatives Griffith, Johnson, Spiegelman, and Yearick. Staff present included Mark
4 Brainard, Jr. and Amanda McAtee, Joint Legislative Oversight and Sunset Committee (“JLOSC”)
5 Analysts; Holly Vaughn Wagner, Legislative Attorney for JLOSC and Deputy Director of the
6 Division of Research; and Elliot Gray, Legislative Fellow. A quorum was met.

7 Chair Gay welcomed everyone to the meeting and called for Committee and staff introductions.

8 Chair Gay moved to item 2 on the agenda, the approval of the March 23, 2021 JLOSC meeting
9 minutes. Representative Johnson motioned to approve the March 23, 2021 minutes as written, and
10 Representative Yearick seconded the motion. The motion carried with Senators Gay, Hansen,
11 Pettyjohn, Pinkney, and Richardson, and Representatives Dorsey Walker, Griffith, Johnson,
12 Spiegelman, and Yearick voting in favor, none opposed.

13 Chair Gay moved to item 3 on the agenda, the discussion and selection of entities for JLOSC
14 review in 2022. JLOSC Analyst Mark Brainard presented on the slate of entities. Questions and
15 comments were offered by Senators Gay, Hansen and Richardson, and Representatives
16 Spiegelman and Yearick. Mark Brainard, Amanda McAtee, and Holly Vaughn Wagner provided
17 clarification.

18 After the presentation on 2022 entities for review, Representative Yearick motioned to approve
19 the slate of entities for review as written, and Representative Spiegelman seconded the motion.
20 The motion carried with Senators Gay, Hansen, Pettyjohn, Pinkney, and Richardson, and
21 Representatives Dorsey Walker, Griffith, Johnson, Spiegelman, and Yearick voting in favor, none
22 opposed.

23 Chair Gay moved to item 4 of the meeting, the recommendations for the Health Resources Board
24 (“HRB”). Chair Gay welcomed Brett Fallon of HRB, Steven Constantino of Delaware Health and
25 Social Services, and Elizabeth Massa and Dr. Nancy Fan of the Delaware Health Care
26 Commission. JLOSC Analyst Amanda McAtee presented updates and examples to JLOSC staff
27 recommendations and findings for discussion and reminded Committee members to adopt a
28 recommendation, terminate an entity, or rescind a vote to terminate an entity required an
29 affirmative vote of 7 members. Senators Gay, Hansen, Pettyjohn, Pinkney, and Richardson, and

30 Representatives Dorsey Walker, Spiegelman, and Yearick all asked questions and gave comments.
31 Amanda McAtee, Dr. Nancy Fan, and Brett Fallon provided clarification.

32 After the presentation, Representative Yearick motioned to sunset the HRB, and Representative
33 Spiegelman seconded the motion. The motion failed to pass by a vote of 4 in favor to 6 opposed,
34 with Senator Pettyjohn, and Representatives Dorsey Walker, Spiegelman, and Yearick voting in
35 favor, and Senators Gay, Hansen, Pinkney, and Richardson, and Representatives Griffith and
36 Johnson opposed.

37 Senator Pinkney motioned to continue the HRB, and Senator Gay seconded the motion. The
38 motion failed to pass by a vote of 6 in favor to 4 opposed, with Senators Gay, Hansen, Pinkney,
39 and Richardson, and Representatives Griffith and Johnson in favor, and Senator Pettyjohn, and
40 Representatives Dorsey Walker, Spiegelman, and Yearick opposed.

41 The meeting adjourned at 11:09 a.m.

42

43 Respectfully prepared by:

44 Amanda McAtee and Mark Brainard, Joint Legislative Oversight and Sunset Committee Analysts

45

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