Delaware Artificial Intelligence Commission Subcommittee Meeting on Regulatory Sandbox - Meeting Minutes

I. Call to Order was made at 12:05 p.m. on April 17, 2026, by Chair Callahan, at the FinTech Innovation Hub, 591 Collaboration Way, Room 314 Newark, DE 19713.

A. Chair Callahan proceeded with introductions and roll call for subcommittee members. The quorum requirement was met.

Name	Organization	Attendance
Patrick Callahan	AI Industry Advisor	In-person
Kate Bowman representing The Honorable Cyndie Romer	State Representative	Remote
The Honorable Krista Griffith	State Representative	Remote
Allan Kyle		In-Person
Owen Lefkon	Office of the Attorney General	Remote
Jules Villecco representing Brian Frazee	Delaware Healthcare Association	Remote
Corinne Amato		Remote
Jordan Schulties	Department of Technology and Information	Remote
Frank McKelvey		Remote
Jan Jurden	Dean of the Wilmington University Law School	Remote

II. Allan Kyle made a motion to approve the minutes of the April 10, 2026, meeting. Frank McKelvey seconded the motion. The minutes were approved.

III. Chair Callahan began the meeting with an overview of the timeline for the submission of the draft AIC and Sandbox legislation. Both Secretary of State Charuni Patibanda-Sanchez and The Director of Legislative Services, Mark Cutrona, joined the subcommittee meeting to answer questions about the submission process for the drafts. Director Cutrona submitted the Sandbox Legislation to the House on April 17th. The original redline document was reorganized to better present it as a draft legislation

document. As submitted, the draft does combine some elements of both the AIC and the Sandbox. Secretary Patibanda-Sanchez suggested that it might be useful to combine both Bills given the need to sunset them later. The began a discussion between the Secretary, Director Cutrona and the subcommittee members regarding the pros & cons of keeping the Bills separate vs combining them.

Next Director Cutrona began a review of the sandbox draft to respond to all the previous questions & comments asked by the subcommittee members. The topics addresses included a deeper dive into existing definitions for various technical & legal topics. On the basic definition of Artificial Intelligence, it was noted that any definition used in these bills would not be automatically applicable to future laws in the State of Delaware, thus allowing a bit more leeway in the definition used in this submission. A member noted that the definition of AI in this draft varied slightly from the definition in the AIC draft. Director Cutrona noted this change and said it would be corrected.

The discussion then moved on to the topic of fees for the participants and the process for setting them. This lead to a discussion of the role of the sandbox administrator and makeup and criteria for the sandbox oversight committee. Secretary Patibanda-Sanchez noted that is was the responsibility of her office to appoint that person. Director Cutrona then asked the subcommittee to determine the makeup of the 10 member oversight committee. A member said that a person with an Economic Development role should be included. The Secretary of State responded that Economic Development was in the domain of her office and discussion of this ensued. A member then voiced their concern about any potential conflict of interest of members of the oversight committee as it's members would have a great deal of insight into the participants business. Furthermore, as the oversight committee will have public meetings, there will be a need to protect the private data of the participants. Chari Callahan responded that there were protections in place for participants proprietary information and Director Cutrona verified that. It was also mentioned that the oversight committee would be able to have private discussions when needed to discuss a participants proprietary information.

Director Cutrona then asked about the potential role of a Legislator on the oversight committee in a non-voting way. The subcommittee asked for more time to think about that.

A member then asked if there was any thought about having an oversight member dedicated to analyzing the impact of a new AI initiative on labor. After some discussion it was suggested that the sandbox participants would not be advanced enough to determine the impact on end workers. Another member asked if the oversight committee would be allowed to bring in advisors and Director Cutrona affirmed that would be allowed.

Director Cutrona then asked the subcommittee to clarify the dependency of the sandbox on the AIC legislation. He also asked for more details on the time limits for the participants. During this discussion a member suggested that there may be a need to allow the participant to ask for a renewal or extension. Another member asked if there was an allowance for a set-up time prior to the start of participation. Director Cutrona responded that there was a provision for both in the draft. Further discussion of timelines continued between the subcommittee, Director Cutrona and Secretary

Patibanda-Sanchez.
The next discussion revolved around the requirements for the participant, with questions covering the details of application fees, capitalization requirements and wind down procedures. A member asked for clarification of where the application fees will be held – the tech fund or the State's general fund.
Chair Callahan then asked if the subcommittee members were comfortable forwarding this draft to the AI Commission or was more review required. Representative Griffith noted that it will likely take 2 meetings of the AI Commission to completely review the draft, so there is opportunity to amend this draft in the future. Chair Callahan then asked for a motion to send the draft to the AI Commission. Allan Kyle made the motion and Jules Villecco seconded it.

IV. Chair Callahan asked if there was time for another meeting prior to the AI Commission Meeting on April 24th but no time could be found. Instead he proposed the next meeting date to be May 1st, 2026, at noon.

V. Public Comment
NA

VI. Adjournment
A. Representative Griffith made a motion to adjourn. The motion was seconded by Allan Kyle. The meeting was adjourned at 1:30 p.m.