The U.S. Department of Agriculture (USDA) Equity Commission was convened for its fourth meeting on January 31st, 10am Eastern Standard Time, at the Sidney R. Yates Building, Washington D.C. Co-Chairs Dr. Jewel Bronaugh and Arturo S. Rodriguez presided over the meeting along with Designated Federal Officer, Cecilia Hernandez.

In accordance with the provisions of Public Law 92-463, the meeting was open to the public from 10:00am to 4:30pm EST on January 31st, 10:30am to 4:30pm EST on February 1st, and 10:00am to 5:00pm EST on February 2nd.
1. Opening of the Meeting
   - **Designated Federal Officer (DFO) Hernandez** called to order the 4th Public Meeting of the Equity Commission and took attendance.
   - **Co-Chair Bronaugh** welcomed the Members and thanked USDA’s Forest Service for hosting the meeting. She addressed her departure from USDA and noted that a new Co-Chair will be identified and announced prior to her final day.
   - **Co-Chair Rodriguez** shared his pride in the work of the Members in developing and refining the recommendations that will impact all constituents served by USDA.
2. Introduction

Homer Wilkes (Under Secretary for Natural Resources and Environment) provided an overview of the recent advancements toward equity in Forest Services and welcomed the Equity Commission to the Forest Service building.

3. Presentation: Rural Development Modernization

- Farah Ahmad (Deputy Under Secretary, Rural Development) presented on Rural Development’s progress to modernizing its service delivery efforts, Information Technology (IT) infrastructure, and staffing capacity.
- Co-Chair Bronaugh inquired about Rural Development’s field office presence in the communities it is designed to serve.
- Deputy Undersecretary Ahmad responded that Rural Development works closely with the 47 State Directors to prioritize its capacity needs based on the community served and develops a plan for staffing structure.
- Member Lee requested a review of the Rural Development’s demographic data of current staff and suggests a succession plan for employees who are currently eligible for retirement that ensures the workforce is reflective of today’s cultural and ethnic groups.
- Deputy Undersecretary Ahmad acknowledged the importance of capturing the data on employee demographics and having a diverse staff serving local communities. She confirmed that Rural Development can follow up with the Commission with current staff demographics.
- Member Holland shared his experience with Rural Development’s services as a resident of rural Mississippi, noting that the staff is hardworking. He encouraged USDA to support both new technology and staffing capacity.
- Deputy Undersecretary Ahmad agreed that there must be a balance between staff and technology in servicing rural communities.
- Member Corley asked if there has been coordination with the private sector in meeting the technology needs of the Agency.
- Deputy Undersecretary Ahmad responded by detailing the procurement process for competitive contracts and the extent of the current support provided by the private sector.
- Co-Chair Bronaugh discussed the challenge of aligning the work and needs of Rural Development with what private companies are able and willing to do.
- Member Carrasquillo-Medrano asked how USDA can engage U.S. territories in gathering data to help agencies understand what funds and resources are needed.
- Deputy Undersecretary Ahmad noted that exceptions have been made to the framework that is used by Rural Development that allows territories like Puerto Rico to gather their own data to ensure it is updated and inclusive for their communities.
- DFO Hernandez stated that USDA will send a list of contacts to Member Carrasquillo-Medrano to work with USDA data-gathering offices located in Puerto Rico.
- Member Rainey inquired if USDA has explored opportunities to use automated systems to enhance the quality of customer service and equity.
Deputy Undersecretary Ahmad responded that the current goal of technology investments is to enhance equitable customer service that will serve as the future guidelines for Rural Development.

Member Allen asked for information on Rural Development’s staffing and training needs and if these needs have changed over time.

Deputy Undersecretary Ahmad responded that a training plan is put together each year and includes training requests from all offices and can be designed based on requests sent in and the needs of communities.

Member Cousin asked what the opportunity is for alignment with other agencies that are customer facing and if there is any potential to bring services together under one system and staff for efficiency.

Deputy Undersecretary Ahmad responded that Rural Development has a community development model that prioritizes training staff with information on programs at other agencies to connect customers to better opportunities or bring other agencies into the conversation.

Co-Chair Bronaugh noted that resources are limited and that this provides a challenge to meeting Rural Development’s staffing needs but that there are opportunities to collaborate and partner.

Member Lower-Basch suggested that, as new IT systems are designed, USDA consider integrating a feature that captures and stores all data, so people are not asked to repeatedly provide their information.

4. Presentation: Place-Based Initiatives

Lee Jones (Executive Director of the Rural Partners Network) and Andrew Berke (Rural Utilities Service Administrator) presented on two of Rural Development’s current place-based initiatives, the Rural Partners Network and Closing the Wastewater Access gap.

Member Hills asked how success will be defined for this program.

Director Jones noted key performance indicators include an uptick in applications and broad level federal participation, new partnerships, and considering all members of the community in the project and their needs, and how barriers are overcome.

Member Cousin asked for clarity on how the Rural Partners Network measures the outcomes of their efforts.

Director Jones responded by highlighting how the Rural Partners Network measures success through its ability to get projects funded.

Co-Chair Bronaugh clarified that determining the program’s impact is important.

Member Holland asked if scaling the program can be streamlined.

Administrator Berke noted the agency feels the need to scale up but must maximize their staff without additional funding.
• **Member Ammons** asked how culturally competent training can be sustained while implementing new models.

• **Director Jones** notes that staff get to know the community on a more intimate level to ensure cultural components are considered. Additionally, most staff tend to be from the communities itself and act as validators at the ground level and connectors with local people.

• **Administrator Berke** responded that partnering with people in the communities is important to ensuring rural communities maintain their way of life.

• **Member Sherrod** shared her concern in the hiring of staff in the local offices and asked how barriers are addressed when looking to advance equity priorities at the local level.

• **Co-Chair Bronaugh** responded that accountability is a priority from the management level down to local staff to ensure barriers are minimized to equitable service.

5. Public Comments

• The Commission Members heard comments from:
  - Natalie Maxwell
  - Sommer Sibilly-Brown
  - Wan Smith

• DFO Hernandez reminded members of the public they could submit written public comments to equitycommission@usda.gov and in future meetings they can register to provide an oral comment by visiting https://www.usda.gov/equity-commission.

6. Presentation: Rural Community and Economic Development Focus Areas

• **DFO Hernandez** provided an overview of the RCED’s goals and the process the Subcommittee took to establish initial focus areas.

• **Co-Chair Bronaugh** encouraged the RCED to share any questions or requests for additional information and offered her commitment to answer these requests.

Rural Communities in Context

• **Member O’Brien** provided context on the state of rural communities and the importance of rural communities in advancing equity in the United States.

• **Member Wynn** discussed the role rural communities play in all aspects of the economy and emphasized the need to support these communities.

• **Member Holland** shared data on the demographics and poverty status of residents in rural communities. He drew attention to the rapid growth of diversity in rural America over the past decade.
• **Member Charleston** presented an overview of the Subcommittee’s focus area, “Transformational Capacity Building and Access.” She shared five sub-topics within this focus area, including staffing, technology, access to programs, program delivery and organizational change, and definitions of success and data monitoring.

• **Member Christofferson** emphasized the importance of ensuring USDA programs reach rural communities.

• **Member Hills** discussed the sub-topic titled “defining success and data monitoring.” She mentioned this topic is intended to identify the communities most in need of additional resources and support.

• **Member Keaton** presented the sub-topic titled “fund loans and grants.” She emphasized the opportunities this topic could create for rural businesses and community facilities through emulating the success of the Farm Credit System.

### Rural Housing and Infrastructure

• **Member Charleston** introduced the “Rural Housing and Infrastructure” focus area. She emphasized the need to consider housing and infrastructure in the same focus areas because both are required for quality living in rural communities. She presented several emerging sub-topics, including addressing disparities in the quality of community facilities and affordable housing.

• **Member Christoffersen** discussed the challenges of constructing affordable housing and the creating a full community to better attract economic development to rural communities.

• **Member Holland** shared his observations that USDA programs have moved away from multi-family housing to individual home ownership. He expressed the need for long term solutions to ensuring quality housing.

### Community Facilities

• **Member Keaton** introduced the “Community Facilities” focus area. She emphasized the importance of building more effective and widespread public-private partnerships to reach underserved communities.

• **Member Christoffersen** drew from personal experiences to emphasize the need for more flexibility in USDA’s programs to allow for multi-use community facilities.

### Rural Business

• **Member O’Brien** introduced the “Rural Business” focus area. He discussed the success of rural cooperatives in allowing rural communities to connect into the modern economy. He suggested utilizing the cooperative system to address additional needs in rural communities, including childcare and healthcare.

• **Member Hills** drew from her experience to show the success of incentivizing the cooperative model through favorable lending terms for cooperative businesses.

### Rural Utilities
• **Member Wynn** introduced the “Rural Utilities” focus area by discussing the opportunities to improve the electric cooperatives in rural communities. He discussed the need to expand the electric cooperative model to rural broadband.

• **Member Beel** discussed the subcommittee’s focus on the Rural Energy for America Program (REAP). She shared that the Inflation Reduction Act increased the overall funding for REAP. She suggested that USDA needs to conduct more comprehensive outreach to stakeholders to connect them to REAP funds.

• **Member Holland** discussed the subcommittee’s focus on rural water. He discussed the need for more oversight of Rural Water Associations to ensure these organizations distribute funds equitably.

7. **Dialogue on Potential Recommendations**

• **DFO Hernandez** commended the RCED Members for their progress and opened the floor for Equity Commission Members to ask questions and discussed the RCED’s presentation.

• **Co-Char Rodriguez** shared his observations that smaller rural hospitals are being pushed out of rural communities by larger medical systems. He asked if the RCED had any ideas on how to sustain these hospitals.

• **Member Hills** shared that, in central Minnesota, several communities used funding from the USDA’s community facilities programs to build and sustain hospitals in rural communities.

• **Member O’Brien** added that USDA programs often are successful in saving existing facilities as well. However, he emphasized the challenges in sustaining health facilities that serve small populations.

• **Member Holland** responded that, in his experience, rural communities are struggling to find staffing for hospitals and clinics.

• **Member Lee** emphasized the lack of culturally and linguistically competent services in rural communities. She expressed her concerns that the immigration status of rural residents is a barrier for migrant workers to access USDA housing.

• **Member Cousin** encouraged the RCED Members to identify the differences between changes that need to be made legislatively versus regulatory changes. She added that, regarding housing, the RCED consider the different needs of individual rural communities.

• **Co-Chair Bronaugh** recognized the progress the RCED has made and challenged the Members to consider the inequities that have historically not been fixed. She encouraged the Members to think systemically to solve inequities that have been around for years.

• **Member Carrasquillo-Medrano** shared the challenges he faces with programs siloed by agencies across the federal government.

• **Member Stanger-McLaughlin** encouraged Members to draw from solutions that tribal communities have already undertaken. She stated that tribes have successfully developed
and staffed healthcare facilities in rural areas that often see significant numbers of non-tribal patients.

- **Member Johnson** emphasized the lack of diversity and uniform standards for elections to cooperative boards. He stated that electric cooperatives have intentionally discouraged economic development in rural communities in order to keep wages down. He suggested that the way cooperatives are governed should be a priority for USDA to address.

- **Member Wynn** agreed with Member Johnson’s comments and added that a diverse cooperative board is necessary to ensure underserved communities benefit from USDA grants and loans.

- **Member Holland** shared his personal challenges in getting elected and serving on his community’s rural water board. He shared that cooperative boards may not make the necessary decisions to benefit underserved communities without more accountability.

- **Member Johnson** expressed his frustrations about the underrepresentation of African Americans on rural utility cooperative boards. He shared that these cooperative boards have perpetuated inequities by disproportionally charging underserved groups for utilities.

- **Member Sherrod** emphasized the people that need this information the most do not have time to understand this process. She encouraged the use of community-based organizations to support efforts to organize and make changes.

- **Member Carrasquillo-Medrano** discussed the challenges Puerto Rico has faced with electric and utility companies. He emphasized that energy infrastructure has resulted in the displacement of underserved rural communities as a result of the development that follows new infrastructure.

- **Member Stanger-McLaughlin** shared her encouragement that the partnerships forming through the Equity Commission are resulting in innovative ideas to address longstanding issues.

- **Member O’Brien** stated that, at times, USDA has successfully helped develop governance processes in rural communities and that the Subcommittee should pull from these success stories when moving forward.

- **Member Ammons** encouraged Members to consider that underserved communities associate public-private partnerships with for-profit prisons.

- **Member Lower-Basch** asked the Commission Members to discuss how to ensure Inflation Reduction Act funds reach underserved communities.

- **Member Keaton** responded to Member Ammons’ comments through highlighting opportunities for communities to utilize partnerships with private developers to expedite the development of infrastructure and community facilities.

- **Member Charleston** discussed the need to use consistent language when discussing these types of partnerships.

- **Member Christofferson** discussed the challenges faced by rural communities facing natural disasters. He stated that many rural communities will require assistance to implement programs and that the nature of land markets is changing rapidly.
• Member Sias-Hernandez encouraged the RCED Members to identify and correct the historical and systemic inequities impacting rural communities.

• Member Hills echoed Member Sias Hernandez’s comment and stated that the focus on transparent data and waiving the loan matching requirement aims to address historical inequities.

• Member Holland added that the data presented in the introduction of their presentation served as the driving force for many of their recommendations. He stated that he hopes to better articulate and integrate equity into any future recommendations from the RCED.

• Member Rawls discussed the possibility of supporting community development financial institutions (CDFIs) to bolster rural development.

• Member Charleston shared that a small USDA housing program, the Rural Community Development Initiative, utilizes the CDFI model, however the program is underfunded.

• Member Hills discussed the availability of technical assistance funds for CDFIs. She mentioned that the lack of accountability on where these funds go continues to be a problem in these programs.

• Member Allen encouraged Members to consider how to better communicate with local communities and capture their voices in real time.

• Member Rawls encouraged Members to consider how USDA could partner with the Department of Treasury to increase accountability.

• Member Carrasquillo-Medrano asked how USDA can best balance flexibility with accountability when changing programs.

• Member Corley emphasized the possibility of partnering with other equity-related commissions in other agencies.

• Member Allen discussed the need to the need to address barriers both in local communities and in the federal government.

Co-Chair Rodriguez and Co-Chair Bronaugh provided closing remarks for the first day.

DAY 1 MEETING AJOURNED
### Equity Commission Members

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<td>Co-Chair Bronaugh</td>
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<td>Co-Chair Rodriguez</td>
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<td>Shorlette Ammons</td>
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<td>Todd Corley</td>
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<td>Elizabeth Lower-Basch</td>
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### Agriculture Subcommittee Members

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<td>Janssen Hang</td>
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<td>Dr. Alexis Racelis</td>
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<td>Savi Horne</td>
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### Rural Community & Economic Development Subcommittee Members

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<td>David Carrasquillo-Medrano</td>
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<td>Valerie (Mann) Beel (Virtual)</td>
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### USDA Staff in Attendance

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<td>Cecilia Hernandez, Designated Federal Officer</td>
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<td>Rick Gibson, Senior Council</td>
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*Attendance list for members of the public can be found here.*
1. Opening of the Meeting
   - Designated Federal Officer (DFO) Hernandez called to order day two of the 4th Public Meeting of the Equity Commission meeting and took attendance.
   - Co-Chair Rodriquez welcomed the Members and expressed excitement for discussing the interim recommendations.
   - Co-Chair Bronaugh welcomed the Members and thanked the public for joining the meeting.

2. Presentation: History of U.S. Farm Policy and its Implications to Achieving Equity
   - Jonathan Coppess (Associate Professor, University of Illinois Urbana-Champaign) presented an overview of farm policy, including the history, funding, and impacts of USDA Base Acres.
   - Member Matteson asked for further information on the importance of base acres.
   - Jonathan Coppess responded that base acres is important because it is the policy that allows farmers to receive direct assistance payments from USDA if they grow commodity crops.
   - Scott Marlow (Deputy Administrator for Farm Programs, Farm Service Agency) explained that Base Acres payments are tied to agricultural land and not to individual producers. In turn, the land becomes more valuable based on its historical Base Acres.
   - Member Hainey shared his lived experience with the disparities the Base Acres policy has caused in the South.
   - Member Holland explained that farmers who didn’t initially enroll in Base Acres are at a severe disadvantage. He also stated that farmers experience significant challenges navigating this policy. He then asked for clarification on the significance of the 1996 Farm Bill.
   - Jonathan Coppess responded that the 1996 Farm Bill was a key moment when Congress de-coupled Base Acres payments. In turn, the payments were tied to historical production rather than current production.
   - Member Stanger-McLaughlin requested an overview of past equity-related recommendations that were made regarding Base Acres, why the recommendations did not work, and how the Equity Commission can propose an effective solution.
   - DFO Hernandez responded that USDA would reshare a fact sheet outlining past Base Acre recommendations.
   - Member Stanger-McLaughlin requested further information on solutions to this problem from the perspectives of Jonathan Coppess and other experts in this topic.
   - Jonathan Coppess said another challenge to Base Acres is that producers can plant different crops on the same land and still receive payments for historical crops. He clarified that a producer cannot switch to fruit or vegetable farming, only other commodities or conservation land.
• **Member Keaton** clarified that the de-coupling of payments to the base acres puts a “collar” and a “cap” on the return while farmers still can take market advantage of the crops that are in production. She stated that this policy does not address farmers who aren’t participating in the market.

• **Jonathan Coppess** reminded that the base acre payments are very small compared to the value of the current corn crop in production. However, these payments could be important if the farmer is operating in the margins. He also stated that base acres are highly sought after by farmers looking to buy land because these farmers will have a more competitive advantage.

• **Deputy Administrator Marlow** reminded Equity Commission Members that Base Acres is tied to agricultural land, which increases the asset. Therefore, farmers benefit from Base Acres before they start production because it provides you assets against what you can borrow. In turn, producers can borrow more money from banks to expand operations or increase technology.

• **Jonathan Coppess** stated that additional funding is critical to the success of a smaller farms.

• **Member Hainey** shared that producers will buy land for a higher price if Base Acres is attached, knowing they will make it up in payments the following year. He emphasized that Base Acres is one of the root causes in the decline of Black farmers nationwide.

• **Member Sias-Hernandez** asked how the price per Base Acre is determined.

• **Jonathan Coppess** answered that it is based on the programs calculation and varies by crop.

• **Member Matteson** explained how net profit margins and Base Acres can impact financials for farmers.

• **Member Carrasquillo-Medrano** stated that there are many other ways to trigger Base Acres besides just the reference prices of a crop. He asked for clarification on why USDA does not factor in anything else other than reference prices.

• **Jonathan Coppess** affirmed that USDA only uses reference prices to trigger payments. USDA has considered using the cost of production instead of reference prices, but this change would require significant legislation.

• **Deputy Administrator Marlow** explained that the reason commodities can receive payments, and not fruits and vegetables, is because they are non-perishable and able to be held in storage, shipped globally, etc. Therefore, the market can be better regulated.

• **Member Rainey** invited the Commission Members to consider the cumulative impact on a farmer of an extra $100 per acre each year. Farms and ranches owned by Black producers today are smaller on average than farms owned by white producers. He stated much of this is the result of disparities in Base Acres.

• **Member Loza** shared historical context on Base Acres and how the policy has been weaponized to push Black farmers out in the South.
• **Deputy Administrator Marlow** stated that one positive aspect of this policy is the extensive collection of data on the types of crops grown in each county. This data is used for crop insurance and other risk management programs.

• **Co-Chair Bronaugh** stated that there are many aspects of Base Acres that need to be addressed, such as its budget and sources of funding.

• **Member Corley** asked for data on the demographics of farmers participating in Base Acres.

• **Dr. Dewayne Goldmon (Senior Advisor for Racial Equity at USDA)** shared additional information on the impacts of Base Acres on the demographics of farmers in the South.

• **Member Loza** shared more historical context and suggested the Commission Members focus on the re-entry of minority farmers/ranchers into agriculture.

• **Member Holland** shared his personal experience farming. He spoke about his family not participating in USDA programs because they were unaware these programs existed. He encouraged Members to think about farmers who haven’t benefited from USDA programs for decades. Many of these farmers have been driven out of agriculture altogether.

• **Member Ammons** highlighted the importance of ensuring farmers can understand the Farm Bill and other policy language.

• **Member Hainey** reminded the Members that the County Committees set the reference prices for the Base Acre payments.

• **Member Lee** expressed that reconciliation can be done at a national level and highlighted a successful reconciliation initiative in California for Japanese and Black Americans.

• **Member Sherrod** stated that the recommendations the Equity Commission put forth must have the backing of all minority groups.

• **Member Stanger-McLaughlin** reminded the Members that Tribes do not own their own land, the Federal government does. In turn, tribal producers do not benefit from Base Acres.

• **Co-Chair Bronaugh** suggested the Equity Commission commence a “tiger team” to further discuss solutions to this issue.

### 3. Presentation: Equity in Procurement

• **Oscar Gonzales (Assistant Secretary for Administration)** presented on procurement and how it can be used as a tool to bolster equity at USDA.

• **Member Hainey** shared that, as a row crop producer, it is very challenging to navigate USDA’s procurement system. He stated that minority producers need technical assistance and support to allow for fair competition in commodity markets. He suggested that the Farm Service Agency, Rural Development, and the Agriculture Marketing Service form a partnership to help create sustainable, vertically integrated systems for rural communities.
• **Assistant Secretary Gonzales** shared that USDA is conducting ongoing outreach sessions with the hope to learn more about what improvements are needed. He acknowledged that his office has heard that short contract due dates can be burdensome.

• **Co-Chair Bronaugh** shared that the Secretary’s “transform the food system” initiative is utilizing bipartisan infrastructure funding to expand the processing capabilities for some commodities. She stated that USDA could explore expanding this initiative to include rice.

• **Member Hainey** stated that this could be a good learning opportunity for USDA staff because it would allow them to visit farms and help minority farmers identify opportunities to access new markets.

• **Assistant Secretary Gonzales** stated that writing equitable procurement into USDA employees’ performance plans, especially for senior executives, could lead to further progress.

• **Member Beel** asked if the Procurement Office works with cooperatives. She stated that she is in the beginning stages of developing a Native American cooperative of ranchers and the group has identified places where ranchers can market their cattle at a much higher premium than what they would normally receive with traditional marketing methods. She asked if the Procurement Office could work with other cooperatives to help them identify similar markets.

• **Assistant Secretary Gonzales** responded that the Office would gladly work with cooperatives.

• **Member Holland** echoed Member Hainey’s comment and added that livestock should be included. The same issues exist in the processing and selling of livestock.

• **Member Hainey** stated that Black farmers may have debts that will not allow them to go to a traditional bank. Therefore, as Member Beel highlighted, cooperatives are a great avenue for many farmers.

• **Member Stanger-McLaughlin** shared examples of the ways USDA has worked with tribes for procurement in the past. She stated that tribes have benefited from the creation of the Office of Tribal Relations. She stated that other minority groups may not have this same level of support. She suggested that the procurement office use non-profits to help with technical assistance to underserved communities.

• **Member Christofferson** shared that competition in procurement contracts in communities with national forests creates another barrier. He asked for more clarification about procurement in the Forest Service.

• **Assistant Secretary Gonzales** responded that progress has been made and the Forest Service is re-evaluating how they operate. The Forest Service now conducts outreach to small businesses with procurement opportunities first as a result of the Great American Outdoors Act.

• **Member Racelis** asked if there are any ongoing small business programs for school food procurement.
• **Assistant Secretary Gonzales** stated that he agrees that there is a need to put together more manageable procurement packages for small producers.

• **Member Racelis** shared that, through his discussions with Child Nutrition Program operators, low reimbursement rates for the meals served and regulations that require purchasing from the lowest bidder serve as challenges for local producers.

• **Assistant Secretary Gonzales** thanked Member Racelis for sharing and said he would follow up with Food and Nutrition Service about those issues.

• **Member Hang** spoke about non-profits not being informed of procurement processes for small entities and encouraged USDA to provide a training. He asked how USDA is holding business accountable to work with small, underserved producers.

• **Assistant Secretary Gonzales** we are now seeing businesses adding BIPOC producers and businesses as a “sub” on IT contracts. The office needs to do more work however, with commodity purchasing. He stated that USDA recently updated their agricultural procurement regulations to include more accountability to large companies. The Secretary is committed to implementing these regulations.

• **Member Hainey** asked if there is a liaison in the procurement office that specifically works with underserved communities.

• **Assistant Secretary Gonzales** responded that, in his office, the role of the Assistant Secretary is to act as a liaison.

• **Member Hainey** stated that he believes there should be designated career staff in the office that specifically works with underserved communities and acts as a liaison.

• **Assistant Secretary Gonzales** agreed and said stakeholders also want 2-3 procurement officials that help with unions in the procurement office.

• **Member Sherrod** stated that the office should not forget about the role of community-based organizations in helping producers access procurement opportunities.

4. Presentation: USDA Budget Overview

• **John Rapp (Director, Office of Budget and Program Analysis)** presented on USDA’s budget process.

• **Member Stanger-McLaughlin** stated that it is important for underserved producers’ voices to be heard during the budget process. She asked how USDA can bring their voices to the table.

• **Member Sias-Hernandez** agreed with Member Stanger-McLaughlin’s comments.

• **Co-Chair Bronaugh** responded that the Equity Commission’s recommendations are already helping to inform the fiscal year 2024 budget and USDA’s Equity Action Plans.

• **Member Rawls** stated that the Deputy Secretary’s involvement in the budget process is the reason why the Commission’s recommendations aim to align more responsibilities to the office.
• Member Keaton asked what persistent issues arise during the budget process due to a lack of funding. She asked how USDA can institutionalize equity in the budget.
• Director Rapp answered that both changing the budget and consistent program evaluation can support institutionalizing equity.
• Co-Chair Bronaugh stated that political appointees are only at USDA for a short time. USDA is working with the career staff to further institutionalize equity.
• Member Hainey spoke about the need to set aside funds for historically underserved producers to make improvements on their farm in the budget process.
• Member Carrasquillo-Medrano discussed discrimination in Puerto Rico. He stated that requirements in the Jones Act to use only U.S. shipping for goods and foods to the island causes food prices to be 27% higher on average. He also spoke about the disparities in food assistance given to Puerto Ricans.
• Co-Chair Bronaugh thanked Member Carrasquillo-Medrano for his comment and committed to further exploring solutions to disparities facing Puerto Rico in nutrition programs.
• Director Rapp stated that nutrition security has been a big focus at USDA and suggested that Member Carrasquillo-Medrano connect with the Deputy Undersecretary for Food and Nutrition Service.
• Member Lower-Basch shared that, in the draft interim recommendations, Puerto Rico is specifically addressed in the nutrition recommendations to help with current disparities. The implementation of this recommendation would require changes to the Farm Bill.
• Member Hills requested information on where the historically underserved dollars are going by program, grants/loans, and if it’s for planning or implementation.
• Director Rapp said that the Office of Budget and Program Analysis (OBPA) could gather and share this information.
• Co-Chair Bronaugh discussed the current Administration’s commitment to funding equity initiatives at USDA, such as the Equity Commission.
• Director Rapp spoke about the need to communicate why funding is needed and what impact the funding will have during the budget process. He encouraged Members to consider this when advocating for program funding. He also shared more about the budget process and how data fits into the process.
• Co-Chair Bronaugh stated that some of the recommendations from the Equity Commission will require regulatory change.
• Member Stanger-McLaughlin asked if OBPA is involved when funding that is passed in the Farm Bill is held up due to administrative processes.
• Director Rapp stated that some things are held up in the regulatory process because of Administration priorities. He then finished his presentation by speaking about the budget process timeline.
5. Presentation: Equity Commission Interim Recommendations

- DFO Hernandez introduced the interim recommendation presentations.

Recommendation #16

Move discrimination complaints to National Appeals Division (NAD) and out of the Office of the Assistant Secretary for Civil Rights (OASCR).

- **Member Stanger-McLaughlin** presented on recommendation and said that the recommendation should be changed to “allow discrimination complaints to be heard with NAD and OASCR.” She stated that the customer should be able to choose whether they want their case to be heard by NAD or OASCR. She believes NAD could be trained in civil rights and therefore, be able to address discrimination complaints.

- **Member Corley** asked for clarification on if the recommendation would allow for customers to choose between NAD or OASCR and how that choice will be communicated.

- **Member Stanger-McLaughlin** responded that NAD already has regional representation and that she believes communication will not be an issue. Additionally, she said that USDA could fund non-profits to provide technical assistance on which office to file with and subsequent paperwork.

- **Member Rainey** asked if they spoke with OASCR and NAD and what their feedback was.

- **Member Stanger-McLaughlin** responded that she has not spoken to NAD and have heard from OASCR.

- **Member Vogel** reiterated that this recommendation is about letting the customer choose between going to NAD or OASCR to file a complaint.

- **Member Sherrod** stated that OASCR has never had full funding. She stated that, in order for OASCR to be effective, the Commission should focus on ensuring OASCR has a full budget and are hiring more staff.

- **Co-Chair Bronaugh** stated that the Department has challenges disseminating information to all customers. She encouraged the Commission to think about how confusing choosing between NAD and OASCR could be for customers.

- **Member Stanger-McLaughlin** clarified that she supports additional funding and efforts to improve OASCR alongside this recommendation.

- **Member Sherrod** stated that, if USDA includes NAD in the discrimination complaint process, then funding and resources will be split between the two.

- **Member Carrasquillo-Medrano** suggested that the Commission take additional steps, such as figuring out the definition of discrimination in the context of USDA, before recommending this change.

- **Member Stanger-McLaughlin** stated that she hopes the Equity Commission will table this recommendation today to allow for additional time to speak with NAD.
- **Member Sias-Hernandez** agreed that we need to hear from NAD first to ensure that Civil Rights’ role is not minimized.
- **Member Carrasquillo-Medrano** stated that the Commission needs to consider the community members who are not customers of USDA or recipients of relief.
- **Member Rainey** stated that he would like to hear from NAD and OASCR before he can decide on this recommendation.
- **Member Hainey** echoed Member Sherrod’s comments and added that this issue could also use a “tiger team.”
- **Member Keaton** asked if there is a two-step solution to simultaneously address the backlog of complaints while also making improvements to the Civil Rights office, such as hiring more staff.
- **Co-Chair Bronaugh** responded through outlining how OASCR will address the backlog of cases within the next two years.
- **Member Stanger-McLaughlin** emphasized that, in contrast to OASCR, NAD staff will meet with customers face-to-face and pay for attorney fees.
- **Member Sherrod** stated that, if USDA reduces OASCR’s role, then funding OASCR will become even less of a priority.
- **Member Horne** shared her concerns about navigating the complaint process if stakeholders have the ability to choose between NAD and OASCR. She suggested USDA fund and support a Farmer Advocacy Network to help customers file complaints.
- **Member Holland** agreed that the application systems are complicated and difficult to navigate. He suggested the Commission avoid adding more complexity for the user.
- **Member Matteson** stated that he needs to hear from OASCR and NAD before making a decision on this issue.
- **Member Sherrod** provided more historical context on the lack of funding in OASCR and encouraged the Commission to focus on supporting OASCR.
- **Member Keaton** asked if there is equitable relief for farmers who have not had their cases resolved in the past two or three years.
- **Rick Gibson (Senior Counsel, Office of the General Counsel)** stated that, in current law, there is no process or funding relief while the Civil Rights complaints process is ongoing.
- **Member Hainey** expressed his belief that farmers need as many tools as possible to address civil rights issues.

**Recommendation #17**

Transform and adequately fund the Office of the Assistant Secretary for Civil Rights (OASCR)

- **Member Sherrod** presented recommendation 17.
- **Member Sias-Hernandez** stated she needs more information on how this recommendation fits into USDA’s current efforts to enhance OASCR.
- **Member Corley** suggested that the Commission should vote on this recommendation and not table it for next meeting.
- **Member Vogel** encouraged members to look at the resources provided by NAD on their website. She spoke about the differences in the timelines between NAD and OASCR.
- **Co-Chair Bronaugh** committed to having OASCR and NAD speak the next morning to provide more information.
- **Member Stanger-McLaughlin** said that she looks forward to hearing from NAD and OASCR to discuss the recommendation.

**Recommendation #8**

Address historical and present-day inequitable services by making County Committees more equitable.

- **Member Hainey and Member Eubanks** presented recommendation 8.
- **Member Rainey** stated that, even though some power has been taken away from County Committees, they remain influential. He stated the committees need oversight and accountability.
- **Member Sherrod** spoke about her years of experience with County Committees and the difficulty in organizing Black producers. She stated that there needs to be a person of color on the Committee that understands what is going on, can talk to other farmers about programs, and report back to the Secretary.
- **Member Eubanks** suggested adding “African American” and “Asian” into the recommendation under the “training” section.
- **Co-Chair Rodriguez** also suggested adding “Hispanic”.
- **Member Hainey** spoke about the need for diverse representation on County Committees.
- **Member Rogge-Fidler** suggested adding clarifying language into the recommendation.
- **Member Rainey** emphasized the need for the minority advisor on each County Committee to be a voting member.
- **Latrice Hill (Director for Outreach, Farm Service Agency)** clarified that the appointment of a voting Socially Disadvantaged member to the County Committee is made when there is not a Socially Disadvantaged member elected in a county that has been deemed underrepresented. She stated that the Census of Agriculture informs which counties are underrepresented.
- **Member Hainey** asked if the Commission can give the minority advisors voting rights.
- **Rick Gibson (OGC)** responded that the Secretary can make a minority advisor a voting member if there is no Socially Disadvantaged representation on the County Committee. However, this appoint is not the same as a minority advisor.
- **Member Holland** asked what benchmark in a county enables the Secretary to make an appointment.
- **Rick Gibson (OGC)** replied that that if more than 10% of the eligible population is from a Socially Disadvantaged group, the Secretary can make an appointment to the Committee.
- **Member Holland** shared his concerns that USDA is undercounting minority farmers. He said that there are other minority farmers that are not eligible voting members in the County Committee system because they do not use USDA services or have approved farm plans.
- **Member Lawrence** stated that tribal reservations extend into multiple counties and asked if ballots are sent out to everyone on the reservations or just who are producers.
- **Zach Ducheneaux (Administrator, Farm Service Agency)** replied that a challenge to including tribal producers is obtaining a list from the tribes.
- **Member Racelis** suggested that minority advisors should also have a longer term than one year.
- **Member Matteson** emphasized that the Commission is not trying to remove County Committees but rather to make them more equitable and improve representation.
- **Member Eubanks** spoke about the need for accountability and transparency in County Committees.
- **Member Sias-Hernandez** asked the workgroup if they are confident in this recommendation as it stands.
- **Member Eubanks** responded that she is confident in the recommendation as it stands.
- **Member Sias-Hernandez** said that she feels comfortable voting on this.
- **Co-Chair Bronaugh** stated that the Commission needs to recognize that County Committees work for the majority of farmers. However, she emphasized that USDA needs a system that works for all farmers.
- **Member Hainey** recapped the changes suggested during the discussion.
- **Administrator Ducheneaux** stated that he agrees with the idea of starting a coalition to reach out to small and minority farmers and see if they would be willing to serve on the County Committees.
- **Member Racelis** stated that there should be additional hiring requirements for the County Executive Director (CED).
- **Member Carrasquillo-Medrano** said that in addition to clarification of County Committees on tribal lands, there should also be clarification for territories.
- **Member Hang** agreed to elevating the CED to General-Scale (federal pay) level. He spoke about the need to translate these documents to different languages.
- **Member Hainey** asked how many members are on each County Committee.
- **Latrice Hill (FSA)** replied that each County Committee has three to five members.
- **Member Hainey** spoke about other entities that could qualify as a minority voting member.
- **Member Hughes** stated that the Commission should also add “young farmer” language to the recommendation.
- **Member Corley** agreed that age should be added.
- **Member Loza** agreed that we should close all the holes in the loop.
Co-Chair Bronaugh and DFO Hernandez provided closing remarks.

DAY 2 MEETING AJOURNED
# Day Three – February 2, 2023

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<td>Elizabeth Lower-Basch</td>
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<td>Dr. Gina Eubanks</td>
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<td>Janssen Hang</td>
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<td>Michelle Hughes</td>
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<td>Kari Jo Lawrence</td>
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<td>Erica Lomeli Corcoran</td>
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<td>Cecilia Hernandez, Designated Federal Officer</td>
<td>Dr. Dewayne Goldmon (Senior Advisor for Racial Equity)</td>
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<td>Rick Gibson, Senior Council</td>
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*Attendance list for members of the public can be found here.*

1. **Opening of the Meeting**
   - **Designated Federal Officer (DFO) Hernandez** called to order day three of the 4th Public Meeting of the Equity Commission and took attendance.
   - **Co-Chair Rodriguez** provided opening remarks and expressed his gratitude for Co-Chair Bronaugh’s commitment to the Equity Commission.
   - **Co-Chair Bronaugh** welcomed the Equity Commission Members and commended the Commission’s leadership in bringing forward a set of interim recommendations.

2. **Public Comments**
• The Commission Members heard comments from:
  ○ Lorette Picciano
  ○ Ryan Pressley
  ○ Mary Sanders*
• DFO Hernandez reminded members of the public they could submit written public comments to equitycommission@usda.gov and in future meetings they can register to provide an oral comment by visiting https://www.usda.gov/equity-commission.
• Member Matteson shared that the Commission has reviewed the written comments as well.

*Some members from the public provided oral comments later in the day.

3. Presentation: Civil Rights and the National Appeals Division

• Co-Chair Bronaugh introduced Deputy Assistant Secretary Monica Rainge, Civil Rights and Deputy Assistant Secretary Dr. Penny Brown Reynolds, Civil Rights, Management and Operations.
• DFO Hernandez introduced Director Frank M. Wood, National Appeals Division and Deputy Director Jennifer Nicholson, National Appeals Division. DFO Hernandez shared that the intention of this deviation from the original agenda is to provide expertise and answer any questions the Members have on the Civil Rights and National Appeals Division recommendations discussed the previous day.
• Frank M. Wood (Director, National Appeals Division) shared his concerns regarding the capacity of the National Appeals Division to assist in resolving civil rights complaints. He clarified that the National Appeals Division is a small organization that aims to independently and apolitically adjudicate complaints on program decisions.
• Dr. Penny Brown Reynolds (Deputy Assistant Secretary for Operations in Civil Rights) discussed the importance and needs of the Office of Civil Rights at USDA. She shared how Civil Rights is working to improve the complaints process.
• Monica Rainge (Deputy Assistant Secretary for Civil Rights) recognized the need to expedite the Civil Rights complaint process. She emphasized the differences between the National Appeals Division and Civil Rights including Civil Rights’ capacity to investigate complaints.
• Member Vogel explained that the National Appeals Division provides a critical lifeline to farmers and ranchers due to the speed of adjudication relative to Civil Rights. However, farmers and ranchers cannot make claims of discrimination in a National Appeals Division complaint.
• Member Stanger-McLaughlin called on USDA to consider how Civil Rights and the National Appeals Division can work together to improve processes for USDA’s customers.
• **Member Rainey** asked if allowing the National Appeals Division to hear Civil Rights cases would unintentionally reduce funding for Civil Rights?

• **Deputy Assistant Secretary Rainge** discussed potential unintended consequences, including creating barriers for resource-restricted producers who require Civil Rights’ assistance to navigate the process.

• **Member Sias-Hernandez** shared her concern of a scarcity mindset – both the National Appeals Division and Civil Rights are funded now, and any addition to their capacity would not reduce their current capacity.

• **Member Sherrod** expressed her belief that the Commission should focus on supporting Civil Rights in improving the complaints process rather than bring the National Appeals Division into the process.

• **Member Horne** emphasized the need for an advocates’ network to assist producers in navigating the Civil Rights process and for independent audits from the Office of the Inspector General.

• **Deputy Assistant Secretary Dr. Brown Reynolds** reaffirmed Civil Rights’ commitment to improving the process for all customers.

4. Presentation: Equity Commission Interim Recommendations (Cont.)

**Recommendation #25**

Seek increased funding for the Federally Recognized Tribal Extension Program (FRTEP) and remove the competitive nature of the current application process to allow for more collaboration across Tribal extensions.

• **Member Stanger-McLaughlin** provided support for the need for additional funding to FRTEP. She emphasized the need to remove the competitive nature FRTEP funding by using a formula, rather than competitive applications.

• **Member Rawls** asked what changes occurred to this recommendation since the last public meeting.

• **DFO Hernandez** responded that only minor changes to the language were made.

**Recommendation #26**

Address disparities and difficulties with 1:1 matching requirement for 1890s land grant universities.

• **Member Rainey** expressed the intention of this recommendation is to move the burden of requesting 1:1 matching waivers to the state.

• **Member Lower-Basch** asked for clarification on the importance of shifting this burden to the governor of a state specifically.

• **Member Rainey** answered that the intent is to remove the requirement for 1890s to consistently justify their funding in order to receive a matching waiver.
Co-Chair Bronaugh added that states currently match the federal funding for 1890s in varying degrees. While some states match all the federal dollars, others only match up to half, putting a disparate burden on the universities.

Member Racelis discussed the discrepancies in formula funding at the state level and at the federal level. He emphasized that utilizing non-federal funding matches, like private donations, could be one solution to addressing disparities in funding.

Member Reed stated that only a few states provide 1:1 matching and expressed his support for ensuring that the 1:1 match comes from the state.

Recommendation #27

Enhance funding and support to expand Cooperative Extension Service programming to marginalized communities through cooperative agreements. Provide more descriptive language within Requests for Applications (RFAs) for competitive funding to facilitate collaboration with minority serving agricultural colleges and universities.

Member Rainey emphasized the goals of recommendation #27 including to expand cooperative agreements and enhance requirements to collaborate with minority serving institutions.

Member Hang asked for clarification on whether the recommendation intended to expand the eligibility of extension to new institutions or to enhance agreements for institutions with eligibility already?

Member Rainey responded that the recommendation seeks to provide additional funding and support for existing eligible institutions to engage marginalized groups through cooperative agreements.

Member Racelis emphasized that increases in funding for extension services should require institutions to reach out to and collaborate with underserved communities.

Recommendation #28

Increase financial support (in the form of cooperative agreements and competitive grants) and allocate equitable funding to federally designated minority serving institutions (including 1890 Land Grant colleges, 1994 TCU's, and HSACU's and community-based organizations.)

Member Rainey presented recommendation #28.

Members Stephens and Hang expressed their support for the inclusion of community-based organizations in this recommendation.

Recommendation #29

Recognize minority serving agricultural institutions who are making important contributions towards equitable access to information, education, and capacity to underserved (minority) students, farmers, ranchers, etc. The distinction should allow access to endowments and annual appropriations (Smith-Lever and Hatch funds, etc.) available to other land grant universities--
resources intended to support and enhance regionally relevant research, access to education and other capacity building, and community engagement (extension).

- **Member Racelis** emphasized the lack of any funding sources for Hispanic-Serving Agricultural Colleges and Universities (HSACU) and the need to establish new sources of funding.
- **Co-Chair Bronaugh** expressed her concerns that the recommendation did not distinguish between the funding pools authorized by previous legislation and that the recommendation may need to directly request a new pool of funding.
- **Member Racelis** echoed Co-Chair Bronaugh’s comment and discussed potential methods to ensure funding for traditional 1890-institutions is not impacted.
- **Member Reed** stated the goal of this recommendation is to support minority serving agricultural institutions in supporting their communities. He emphasized the need for additional funding to 1890 and 1994 institutions alongside new funding for HSACUs.

**Co-Chair Bronaugh** expressed her support for the current Base Acres recommendation and the establishment of a team to continue working on this issue. She provided a few closing remarks before the lunch break.

### 5. Presentation: Equity Commission Interim Recommendations (Cont.)

**Recommendation #19**

Establish a team focused on procurement and supplier diversity specifically to work with the unserved and underrepresented agriculture communities to build the capacity and experience necessary to gain equitable access to USDA’s supplier, contracting, and procurement programs.

- **Member Lee** presented recommendation #19 and emphasized its intention to use USDA’s procurement process to bolster equity in the agricultural system. She provided an overview of the changes since the last public meeting included the addition of funding pools for minority and women-owned businesses.
- **Member Lower-Basch** asked if this recommendation accounted for feedback from the Food and Nutrition Service that procurement for school lunches is a more local and state level decision.
- **Member Lee** answered that she did not hear this feedback directly but emphasized the creation of pilot program rather than a system-wide change to the National School Lunch Program.
- **Member Lower-Basch** encouraged Commission Members to consider establishing a separate pool of funding to encourage localities to procure food locally.
- **Member Racelis** echoed Member Lower-Basch’s comment and emphasized the need to provide incentives for school districts and local producers to encourage this form of procurement.
• Member Lee expressed her hope that the pilot program could establish a model for this type of procurement.
• Member Rainey asked if it is realistic to aim for school districts to procure most of their food from small and local producers.
• Member Lee expressed support for changing the wording to adjust the goal.
• Member Hang suggested that the Commission set a percentage goal for local school districts.
• Member Lee stated the feedback she has received is to keep this goal flexible based on the needs and capacity of individual districts.

**Recommendation #1**

Provide non-loan options for producers to prevent the creation of heirs’ property and reduce the barriers this type of land ownership encounters when accessing USDA programs.

• Member Stephens presented the changes to recommendation #1, including the addition of addressing fractionated land in the recommendation.

**Recommendation #2**

Ensure equitable funding to community-led land access and transition projects.

• Member Hughes presented the changes to the recommendation and provided some more context on the problem this recommendation aims to address.
• Member Horne provided additional information on recent developments through the Inflation Reduction Act and expressed the need to ensure funds to combat climate change reach new and small farmers.

**Recommendation #3**

Include equitable climate actions in USDA conservation programs to address environmental justice.

• Member Horne shared that no changes were made to this recommendation.

**Recommendation #4**

Establish and/or ensure USDA’s external engagement office has the necessary capacity, resources, and skillsets to operate in a robust and centralized manner that will enhance the Department's role and financial investment in organizations (non-profit, non-governmental, community-based) that provide technical assistance.

• Member Stanger-McLaughlin expressed the need to bolster access to technology for field staff and underserved communities. She emphasized the need for culturally responsive technology and broader language access.
**Recommendation #5**

Direct the National Agricultural Statistics Service (NASS) to include the varying types of Native farmers and ranchers in the next Census of Agriculture to account for the nature of many traditional forms of Tribal and Native American, Alaskan Native, and Native Hawaiian agriculture. In addition, NASS should evaluate the threshold used to quantify a qualifying farmer and provide education on alternative forms of documentation that can be used for eligibility. The Secretary should also direct NASS to research and consider changing the definition of a farm.

- **Member Stanger-McLaughlin** presented this recommendation and emphasized the need to ensure traditional forms of Tribal and Native American agriculture is included in the Census of Agriculture.
- **Member Rainey** suggested the Commission expand the recommendation to also include traditional and cultural agricultural practices among African American and Hispanic producers.
- **Member Hang** recommended the recommendation read more broadly to include all agricultural practices that are not traditionally included in the Census of Agriculture.
- **Dr. Goldmon** asked for clarification of what problem this recommendation aims to address.
- **Member Stanger-McLaughlin** stated that producers who meet the one-thousand-dollar threshold to be included in the Census may not sell their crops, but rather trade them.
- **Dr. Goldmon** suggested that changes in the way NASS evaluates producers to be based on crops produced rather than crops sold could solve this issue.
- **Member Stanger-McLaughlin** stated that she wanted to ensure certain forms of subsistence agriculture are included in the recommendation.

**Recommendation #6**

Transform Farm Service Agency (FSA) into a customer service organization that provides equitable treatment for all.

- **Member Rogge-Fidler** presented the changes to this recommendation, including the removal language regarding technology and pilot programs to enhance the clarity of the recommendation.

**Recommendation #9**

Institutionalize equity within the Department to drive compliance, accountability, and culture change across all of USDA.

- **Member Sias-Hernandez** presented the recommendation and emphasized the cross-cutting nature of this recommendation.
Recommendation #10
Support legislation to provide standing authority and accountability for the Secretary and senior leadership to carry out a continuous program to improve the equitable availability and distribution of services and program benefits to all eligible Americans.

- **Member Rawls** stated that this recommendation has not changed, and that the recommendation would serve as an important step to institutionalizing equity at USDA.

Recommendation #11
Elevate the Office of Tribal Relations from its current office to become The Office of the Assistant Secretary of Tribal Affairs.

- **Member Stanger-McLaughlin** presented this recommendation and focused on the need to elevate the Office of Tribal Relations to ensure all parts of USDA can conduct government-to-government with Tribal nations.

Recommendation #12
Ensure equitable language and culturally competent access to USDA services.

- **Member Lee** presented this recommendation and emphasized that USDA should consider this recommendation when it updates its Language Access Plan as required by a recent Executive Order.

Recommendation #13
Improve Customer Experience through institutionalizing customer feedback, service delivery, and program design.

- **Member Eubanks** expressed the importance of engraining customer service and experience into USDA’s programs.

Recommendation #14
Establish and maintain accountability for the execution or conduct of annual civil rights compliance reviews across all USDA agencies.

- **Member Rainey** stated there were no new additions to this recommendation.

Recommendation #15
Under existing authorities, conduct periodic system-wide audits to look at equity across USDA’s services. Publish results on the USDA website and release underlying data to independent researchers. Analyze program complaints and make use of findings.

- **Member Rainey** stated there were no new additions to this recommendation.
Recommendation #18

Enhance private-public partnership authorities that empower program leaders across thousands of offices and in HQ to pursue innovation independently and rapidly, but with a central mechanism to manage funding, monitor results, and disseminate/scale best practices to create a shared responsibility. Such an authority can be established as a new program through Congress and Secretarial authority, and/or by leveraging existing authorities.

- **Member Corley** presented the changes to this recommendation, including further defining “private-public” partnerships and increasing the minimum investments for matching to $20,000.

Recommendation #20

Institutionalize equity compliance and culture change across all of USDA, by appointing a senior official with dedicated staff (career or political) with decision-making authority and access to senior level officials and the resources needed to serve farmworkers, their families, and the organizations that serve them. The senior official would serve as the USDA representative to interagency workgroups regarding farmworkers and associated issues.

- **Member Sias-Hernandez** presented this recommendation and stated that it is tied to recommendation #9’s goal of institutionalizing equity.

Recommendation #21

Issue a recommendation from the Secretary that the White House pursue the establishment of an Interagency Farmworker Service Council for infrastructure coordination on intergovernmental work processes. The Council should be convened by USDA and include the Department of Health and Human Services, the Department of Labor, the Department of Education, the Environmental Protection Agency, the Department of Homeland Security, the Department of Justice, the Department of Treasury, and private sector partners.

- **Member Sias-Hernandez** presented this recommendation and expressed the need for a multi-agency approach to protecting farmworkers and their families.

Recommendation #22

Ensure farmworkers and their families have access to all USDA food and nutrition programs.

- **Member Loza** stated that no changes were made to this recommendation.

Recommendation #23

Direct the USDA Office of the Inspector General (OIG) to conduct a report or a joint report from USDA and Department of Labor (DOL) on farmworker living and working conditions that are essential to understanding the needs of farmworker populations. The report shall also look at farmworker access to USDA programs. OIG should consult with farmworker organizations and
farm workers themselves and they must use innovative research methods to ensure anonymity, accurate data, and protection against retaliation.

- **Member Loza** presented this recommendation and expressed the need for more data on the status of farmworkers.

**Recommendation #24**

Pursue legislation and utilize existing authority to ensure funding that benefits farmworkers and their families. This recommendation is intended to support farmworkers and their organizations and not farm labor contractors (FLCs).

- **Member Lomeli-Corcoran** presented the changes made to this recommendation including the addition of sub-bullet “f”, which recommends USDA includes farmworkers in its relief funds for natural disasters.

**Recommendation #30**

Support legislative action to remove eligibility restrictions on the Supplemental Nutrition Assistance Program (SNAP) that disproportionately limit access to nutrition supports by BIPOC.

- **Member Lower-Basch** stated that only minor changes were made to this recommendation, including spelling out acronyms and adding that USDA request legislative changes to SNAP bans on people with felony drug convictions rather than requesting USDA change this policy directly.
- **Member Stanger-McLaughlin** asked if the expiration of COVID Pandemic Assistance Funds for SNAP recipients would have any impact on this recommendation.
- **Member Lower-Basch** stated that this is related to the next recommendation, which aims to address the adequacy of SNAP benefits.

**Recommendation #31**

Continue to revise the Thrifty Food Plan (TFP) to reflect the needs of today’s consumers, explore options for boosting the minimum benefit and increasing benefits more than annually during periods of high inflation, and consider basing SNAP benefit levels on the Low-Cost Food Plan.

- **Member Lower-Basch** presented this recommendation aimed at addressing the adequacy of SNAP benefits.

**Recommendation #32**

Monitor state SNAP agencies to ensure that SNAP is administered in a way that treats applicants and participants with dignity and respect. USDA should seek legislative authority to hold states accountable for barriers to access and require states to develop processes for beneficiaries to be involved in program and systems design and evaluation. USDA should report SNAP participation data among eligible individuals disaggregated by race and ethnicity.
- Member Lower-Basch presented this recommendation aimed at ensuring SNAP benefits are distributed equitably.

6. Equity Commission Deliberation and Voting on Interim Recommendations

- DFO Hernandez opened this portion of the meeting and explained that the Members of the Equity Commission will deliberate each recommendation, make any necessary edits, and vote before moving to the next recommendation.

Recommendation #1: Provide non-loan options for producers to prevent the creation of heirs’ property and reduce the barriers this type of land ownership encounters when accessing USDA programs.

- Equity Commission Members made no changes to recommendation #1.
- Equity Commission Members unanimously voted in favor of recommending recommendation #1.

Recommendation #2: Ensure equitable funding to community-led land access and transition projects.

- Member Rawls asked for clarification on whether the initiatives in this recommendation allow for landownership.
- Member Stanger-McLaughlin stated that she knows of some programs and efforts to buyback fractionated land and allow for land ownership.
- Equity Commission Members unanimously voted in favor of recommending recommendation #2.

Recommendation #3: Include equitable climate actions in USDA conservation programs to address environmental justice.

- Member Stanger-McLaughlin emphasized disparities between the amount of land tribal agricultural producers have and their ability to participate in certain programs.
- Equity Commission Members unanimously voted in favor of recommending recommendation #3.

Recommendation #4: Establish and/or ensure USDA’s external engagement office has the necessary capacity, resources, and skillsets to operate in a robust and centralized manner that will enhance the Department's role and financial investment in organizations (non-profit, non-governmental, community-based) that provide technical assistance.

- Equity Commission Members made no changes to recommendation #4.
- Equity Commission Members unanimously voted in favor of recommending recommendation #4.
**Recommendation #5:** Direct the National Agricultural Statistics Service (NASS) to include the varying types of farmers and ranchers in the next Census of Agriculture to account for the nature of many traditional forms of how agriculture products are produced, sold, or exchanged. In addition, NASS should evaluate the threshold used to quantify a qualifying farmer and provide education on alternative forms of documentation that can be used for eligibility. The Secretary should also direct NASS to research and consider changing the definition of a farm.

- Equity Commission Members made minor changes to the language of this recommendation to be more inclusive of all types of traditional agriculture.
- Equity Commission Members unanimously voted in favor of recommending recommendation #5.

**Recommendation #6:** Transform Farm Service Agency (FSA) into a customer service organization that provides equitable treatment for all.

- Equity Commission Members made no changes to recommendation #6.
- Equity Commission Members unanimously voted in favor of recommending recommendation #6.

**Recommendation #7:** Modernize base acre policies to address the concern of producers’ inability to receive necessary program payments that help stabilize on-farm revenue during economic downturns with commodity markets.

- **Co-Chair Rodriguez and Member Lower-Basch** asked whether this recommendation would create the space for a team to further research solutions to this problem.
- **DFO Hernandez** confirmed that it would create this team.
- Equity Commission Members unanimously voted in favor of recommending recommendation #7.

**Recommendation #8:** Address historical and present-day inequitable services by making County Committees more equitable.

- **Member Rainey** emphasized some of the detailed changes to this recommendation, including the focus on Community-Based Organizations (CBO) nominating farmers/ranchers to serve on their local County Committees.
- **Member Sherrod** asked for clarification on this change and suggested the Equity Commission change the recommendation from allowing CBOs to nominate farmers to allowing representatives from CBOs to be eligible to directly run for a seat on a County Committee.
- **Member Rainey** asked if sub-recommendation “g” should allow for the analysis of County Committees should begin now, rather than waiting for this recommendation to be fully implemented.
- **Member Corley** agreed with Member Rainey’s comment.
- **Member Rawls** stated that the assessment may be more effective if USDA waited until after these changes were made but agreed that a general assessment may be helpful until then.
- Members edited sub-recommendation “g” to allow for an assessment to begin immediately to establish a baseline and continue to conduct biannual assessments to analyze whether these changes to the County Committees achieve more equitable outcomes.
- Equity Commission Members agreed to these changes and unanimously voted in favor of recommending recommendation #8.

**Recommendation #9:** Institutionalize equity within the Department to drive compliance, accountability, and culture change across all of USDA.

- Equity Commission Members made no changes to recommendation #9.
- Equity Commission Members unanimously voted in favor of recommending recommendation #9.

**Recommendation #10:** Support legislation to provide standing authority and accountability for the Secretary and senior leadership to carry out a continuous program to improve the equitable availability and distribution of services and program benefits to all eligible Americans.

- Equity Commission Members made no changes to recommendation #10.
- Equity Commission Members unanimously voted in favor of recommending recommendation #10.

**Recommendation #11:** Elevate the Office of Tribal Relations from its current office to become The Office of the Assistant Secretary of Tribal Affairs.

- Equity Commission Members made no changes to recommendation #11.
- Equity Commission Members unanimously voted in favor of recommending recommendation #11.

**Recommendation #12:** Ensure equitable language and culturally competent access to USDA services.

- Equity Commission Members made no changes to recommendation #12.
- Equity Commission Members unanimously voted in favor of recommending recommendation #12.

**Recommendation #13:** Improve Customer Experience through institutionalizing customer feedback, service delivery, and program design.

- Equity Commission Members made no changes to recommendation #13.
- Equity Commission Members unanimously voted in favor of recommending recommendation #13.
**Recommendation #14:** Fund, establish and maintain accountability for the execution or conduct of annual civil rights compliance reviews across all USDA agencies.

- **Member Stanger-McLaughlin** asked if these audits are currently being conducted and if this responsibility should rest with the Deputy Secretary.
- **Member Rainey** stated that these audits have not been occurring annually.
- **Member Stanger-McLaughlin** asked if an external body should conduct these audits.
- **Member Rainey** responded that this should be done annually by the Civil Rights Office and this recommendation is intended to ensure Civil Rights complies with the 2008 Farm Bill.
- Equity Commission Members agreed to add “fund” to the beginning of the topline recommendation to ensure these audits take place annually.
- Equity Commission Members unanimously voted in favor of recommending recommendation #14.

**Recommendation #15:** Under existing authorities, conduct periodic system-wide audits to look at equity across USDA’s services. Publish results on the USDA website and release underlying data to independent researchers. Analyze program complaints and make use of findings.

- Equity Commission Members made no changes to recommendation #15.
- Equity Commission Members unanimously voted in favor of recommending recommendation #15.

**Recommendation #16:** Allow stakeholders/customers to choose to have complaints heard by the National Appeals Division (NAD) and/or the Office of the Assistant Secretary for Civil Rights (OASCR).

- **Member Stanger-McLaughlin** requested that Equity Commission Members vote to table this recommendation to allow for more time for a team to conduct research and open dialogue with NAD and Civil Rights.
- Equity Commission Members voted to table recommendation #16.

**Recommendation #17:** Transform and adequately fund the Office of the Assistant Secretary for Civil Rights (OASCR).

- **Member Stanger-McLaughlin** suggested combining portions of recommendation #16 with this recommendation, including allowing customers to choose between NAD and Civil Rights.
- **Member Sherrod and Co-Chair Rodriguez** responded that this recommendation should just encourage looking at different models for complaints to utilize in Civil Rights.
- **Member Rawls** offered a substitute to this recommendation, which encourages aggressive and focused efforts to fund, support, and improve the capabilities of the Department to resolve Program Civil Rights complaints effectively and efficiently.
• **Member Corley** concurred with the original recommendation’s language.
• **Member Sias-Hernandez** reminded Equity Commission Members that this is not the only recommendation addressing Civil Rights.
• **Equity Commission Members** voted unanimously to recommend recommendation #17 in its original form.

**Recommendation #18:** Enhance private-public partnership authorities that empower program leaders across thousands of offices and in HQ to pursue innovation independently and rapidly, but with a central mechanism to manage funding, monitor results, and disseminate/scale best practices to create a shared responsibility. Such an authority can be established as a new program through Congress and Secretarial authority, and/or by leveraging existing authorities.

- Equity Commission Members made no changes to recommendation #18.
- Equity Commission Members unanimously voted in favor of recommending recommendation #18.

**Recommendation #19:** Establish a team focused on procurement and supplier diversity specifically to work with the underserved and underrepresented agriculture communities to build the capacity and experience necessary to gain equitable access to USDA’s supplier, contracting, and procurement programs.

- **Member Lower-Basch** suggested that sub-recommendation “g” replace sub-recommendation “c” to emphasize the need for FNS to pilot a project rather than a nation-wide program to make this recommendation more implementable.
- **Member Lee** responded that she believed there were opportunities to provide additional support to organizations competing for procurement contracts.
- **Member Lower-Basch** responded that this recommendation is focused on incentivizing school districts and other localities to work with local, smaller suppliers.
- **Member Lee** asked if it was possible to include efforts to provide technical assistance to encourage smaller suppliers to participate in this pilot.
- **Member Lower-Basch** expressed her concerns with this addition because USDA does not have a direct role in procurement at the local level.
- Equity Commission Members continued to debate the language for this recommendation and agreed to a series of edits to allow for more flexibility.
- Equity Commission Members unanimously voted in favor of recommending recommendation #19.

**Recommendation #20:** Institutionalize equity compliance and culture change across all of USDA by appointing a senior official with dedicated staff (career or political) with decision-making authority and access to senior level officials and the resources needed to serve farmworkers, their families, and the organizations that serve them. The senior official would serve as the USDA representative to interagency workgroups regarding farmworkers and associated issues.
• Equity Commission Members made no changes to recommendation #20.
• Equity Commission Members unanimously voted in favor of recommending recommendation #20.

**Recommendation #21:** Issue a recommendation from the Secretary that the White House pursue the establishment of an Interagency Farmworker Service Council for infrastructure coordination on intergovernmental work processes. The Council should be convened by USDA and include the Department of Health and Human Services, the Department of Labor, the Department of Education, the Environmental Protection Agency, the Department of Homeland Security, the Department of Justice, the Department of Treasury, and private sector partners.

• Equity Commission Members made no changes to recommendation #21.
• Equity Commission Members unanimously voted in favor of recommending recommendation #21.

**Recommendation #22:** Ensure farmworkers and their families have access to all USDA food and nutrition programs.

• Equity Commission Members made no changes to recommendation #22.
• Equity Commission Members unanimously voted in favor of recommending recommendation #22.

**Recommendation #23:** Direct the USDA Office of the Inspector General (OIG) to conduct a report or a joint report from USDA and Department of Labor (DOL) on farmworker living and working conditions that are essential to understanding the needs of farmworker populations. The report shall also look at farmworker access to USDA programs. OIG and DOL should consult with farmworker organizations and farmworkers themselves and they must use innovative research methods to ensure anonymity, accurate data, and protection against retaliation.

• Equity Commission Members made no changes to recommendation #23.
• Equity Commission Members unanimously voted in favor of recommending recommendation #23.

**Recommendation #24:** Pursue legislation and utilize existing authority to ensure funding that benefits farmworkers and their families.

• Equity Commission Members minor changes to recommendation #24
• Equity Commission Members unanimously voted in favor of recommending recommendation #24.

**Recommendation #25:** Seek increased funding for the Federally Recognized Tribal Extension Program (FRTEP) and remove the competitive nature of the current application process to allow for more collaboration across Tribal extensions.

• Equity Commission Members made no changes to recommendation #25.
Equity Commission Members unanimously voted in favor of recommending recommendation #25.

**Recommendation #26:** Address disparities and difficulties with 1:1 matching requirement for 1890s land grant universities.

- **Member Stanger-McLaughlin** asked for clarification if private donations or endowments are not already eligible for matching funds and where to identify where this change would need to be.
- **Member Reed** responded that the 1:1 matching from the state and not from private donations was originally designed in the Morrill Act.
- Equity Commission Members made no changes to recommendation #26.
- Equity Commission Members unanimously voted in favor of recommending recommendation #26.

**Recommendation #27:** Increase funding and support to expand Cooperative Extension Service programming to marginalized communities through cooperative agreements and more descriptive language within Requests for Applications (RFAs) for competitive funding to facilitate collaboration with minority serving agricultural colleges and universities.

- Equity Commission Members made no changes to recommendation #27.
- Equity Commission Members unanimously voted in favor of recommending recommendation #27.

**Recommendation #28:** Increase financial support (in the form of cooperative agreements and competitive grants) and allocate equitable funding to federally designated minority serving institutions (including 1890 Land Grant colleges, 1994 TCUs, HSACUs, and community-based organizations).

- **Member Reed** asked whether HSACUs only cover agriculturally focused institutions.
- **DFO Hernandez** confirmed this is correct.
- Equity Commission Members made no changes to recommendation #28 at this point in the meeting, however Commission Members did return to this recommendation to add new language later in the meeting.
- Equity Commission Members unanimously voted in favor of recommending recommendation #28.

**Recommendation #29:** Recognize minority serving agricultural institutions who are making important contributions towards equitable access to information, education, and capacity to underserved (minority) students, farmers, ranchers, etc. The distinction should allow access to endowments and annual appropriations available to other land grant universities—resources intended to support and enhance regionally relevant research, access to education and other capacity building, and community engagement (extension).
• **Member Reed** suggested the Equity Commission consider adding a sub-recommendation that calls for a 20% increase in funding for extension services to minority-serving, land-grant institutions.
• Equity Commission Members agreed to this edit, however, felt that this edit would be better suited in recommendation #28.
• **Member Sias-Hernandez** motioned to add this language to recommendation #28, which was unanimously approved by the Equity Commission.
• Equity Commission Members made no changes to recommendation #29.
• Equity Commission Members unanimously voted in favor of recommending recommendation #29.

**Recommendation #30**: Support legislative action to remove eligibility restrictions on the Supplemental Nutrition Assistance Program (SNAP) that disproportionately limit access to nutrition supports by BIPOC.

• Equity Commission Members made no changes to recommendation #30.
• Equity Commission Members unanimously voted in favor of recommending recommendation #30.

**Recommendation #31**: Continue to revise the Thrifty Food Plan (TFP) to reflect the needs of today’s consumers, explore options for boosting the minimum benefit and increasing benefits more than annually during periods of high inflation, and consider basing SNAP benefit levels on the Low-Cost Food Plan.

• Equity Commission Members made no changes to recommendation #31.
• Equity Commission Members unanimously voted in favor of recommending recommendation #31.

**Recommendation #32**: Monitor state SNAP agencies to ensure that SNAP is administered in a way that treats applicants and participants with dignity and respect. USDA should seek legislative authority to hold states accountable for barriers to access and require states to develop processes for beneficiaries to be involved in program and systems design and evaluation. USDA should report SNAP participation data among eligible individuals disaggregated by race and ethnicity.

• Equity Commission Members made no changes to recommendation #32.
• Equity Commission Members unanimously voted in favor of recommending recommendation #32.

**Recommendation #33**: Review the nutrition programs at the federal, state, and local levels to identify barriers to vendor and procurement opportunities for disadvantaged and underrepresented communities; remove barriers within federal control and provide technical assistance to states and localities on best practices.

• Equity Commission Members made no changes to recommendation #33.
• Equity Commission Members unanimously voted in favor of recommending recommendation #33.

DFO Hernandez provided closing remarks and outlined the next steps for these recommendations, including the publishing of the interim report with these recommendations.

MEETING ADJOURNED

I hereby certify that, to the best of my knowledge, the foregoing minutes are accurate and complete.

Arturo S. Rodriguez
Signed Electronically on April 27, 2023, 3:45PM ET

Arturo S. Rodriguez
Co-Chair USDA Equity Commission
### APPENDIX

**Members of the Public: Attendance List**

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