

# **DELAWARE MANUFACTURED HOME RELOCATION AUTHORITY**

## **PUBLIC NOTICE**

### **201 Delaware Manufactured Home Relocation Trust Fund Regulations**

The Delaware Manufactured Home Relocation Authority (the "Authority") will entertain written comments to proposed amendments to the Authority's regulations relating to the administration of the Delaware Manufactured Home Relocation Trust Fund ("Trust Fund") established pursuant to 25 **Del.C.** §7012. The Authority was established by the Delaware Legislature pursuant to 25 **Del.C.** §7011. The primary purpose of the Authority is to: (a) provide financial assistance to manufactured homeowners who are tenants in a manufactured home community where the community owner changes the use of land or converts the manufactured home community to a condominium or cooperative community; and (b) to provide financial assistance to manufactured home community owners for the removal and/or disposal of non-relocatable or abandoned manufactured homes when there is a change in use or conversion.

Pursuant to its statutory authority, at the Authority's meeting on October 10, 2013, the Authority adopted a resolution proposing for adoption certain revisions to the existing regulations to be used for the administration of the Trust Fund. The proposed regulations approved at the October 10, 2013 meeting of the Authority and published herein will set the maximum payments available to a landlords and tenants for removal and relocation costs and the maximum payment available to tenants for homes that are determined to be non-relocatable.

Copies of the proposed regulations are available for review by contacting:

William A. Denman, Esquire  
Parkowski, Guerke & Swayze, P.A.  
116 W. Water Street  
Dover, DE 19904  
(302) 678-3262  
Email: wdenman@pgslegal.com

Anyone wishing to submit written comments should submit such comments by December 1, 2013 to:

William A. Denman, Esquire  
Parkowski, Guerke & Swayze, P.A.  
116 W. Water Street  
Dover, DE 19904  
(302) 678-3262  
Email: wdenman@pgslegal.com

# **DELAWARE STATE FIRE PREVENTION COMMISSION**

## **PUBLIC NOTICE**

### **710 Ambulance Service Regulations**

In accordance with procedures set forth in 29 **Del.C.** Ch. 101, the Delaware State Fire Prevention Commission is proposing to adopt changes and updates to current regulation 710 Ambulance Service Regulations.

The Delaware State Fire Prevention Commission will hold a public hearing at which members of the public may present comments on the proposed regulations on December 17, 2013 at 7:00 p.m. in the Delaware State Fire Prevention Chamber at the Delaware Fire Service Center, 1463 Chestnut Grove Road, Dover, DE 19904. Additionally, members of the public may present written comments on the proposed regulations by submitting such written comments to Ms. Sherry Lambertson, Delaware State Fire Prevention Commission, 1463 Chestnut Grove Road, Dover, DE 19904. Written comments must be received on or before January 2, 2014. Members of the public may receive a copy of the proposed regulations at no charge by United States Mail by writing Ms. Sherry Lambertson at the address of the Delaware State Fire Prevention Commission set forth above.

# **DEPARTMENT OF EDUCATION**

## **PUBLIC NOTICE**

The State Board of Education will hold its monthly meeting on Thursday, November 21, 2013 at 1:00 p.m. in the Townsend Building, Dover, Delaware.

# DEPARTMENT OF HEALTH AND SOCIAL SERVICES

## DIVISION OF MEDICAID AND MEDICAL ASSISTANCE

### PUBLIC NOTICE

#### **Medicaid Expansion under the Affordable Care Act 2014 – Modified Adjustment Gross Income (MAGI) Methodology - Reasonable Classification of Individuals Under Age 21 and Household Composition**

In compliance with the State's Administrative Procedures Act (APA - Title 29, Chapter 101 of the **Delaware Code**), 42 CFR §447.205, and under the authority of Title 31 of the **Delaware Code**, Chapter 5, Section 512, Delaware Health and Social Services (DHSS) / Division of Medicaid and Medical Assistance (DMMA) is proposing to amend the Division of Social Services Manual (DSSM) regarding the Modified Adjusted Gross Income (MAGI) methodology provisions related to eligibility determinations for certain medical assistance programs (Medicaid and Children's Health Insurance Program) under the Affordable Care Act, specifically, *Reasonable Classifications of Individuals under Age 21 and MAGI Household Composition*.

Any person who wishes to make written suggestions, compilations of data, testimony, briefs or other written materials concerning the proposed new regulations must submit same to Sharon L. Summers, Planning & Policy Development Unit, Division of Medicaid and Medical Assistance, 1901 North DuPont Highway, P.O. Box 906, New Castle, Delaware 19720-0906 or by fax to 302-255-4425 by November 30, 2013.

The action concerning the determination of whether to adopt the proposed regulation will be based upon the results of Department and Division staff analysis and the consideration of the comments and written materials filed by other interested persons.

## DIVISION OF PUBLIC HEALTH

### PUBLIC NOTICE

#### **4459B Residential Property Renovation, Repair and Painting**

The Department of Health and Social Services (DHSS), Division of Public Health, Health Systems Protection, is proposing new State of Delaware Regulations to implement recent legislation (Senate Bill 139 w/ SA 3) authorizing DHSS to establish regulations for the training and certification of Renovators and Dust Wipe Technicians, and for the accreditation of training providers. The proposed regulations expand current lead-based paint hazard control activities to include routine repair and renovations, a major source of lead exposure for children. Renovators and Dust Wipe Technicians are required to meet minimum training qualifications and obtain licenses. Firms providing training programs are required to be accredited and meet minimum course requirements. The proposed regulations establish lead-safe work standards and ensure residents are informed of lead-based paint hazards before work begins.

Copies of the proposed regulations are available for review in the November 1, 2013 edition of the Delaware *Register of Regulations*, accessible online at: <http://regulations.delaware.gov> or by calling the Health Systems Protection Section at (302) 744-4705.

Any person who wishes to make written suggestions, testimony, briefs or other written materials concerning the proposed regulations must submit same to Deborah Harvey by Monday, December 2, 2013 at:

Deborah Harvey  
Division of Public Health  
417 Federal Street  
Dover, DE 19901  
Email: [Deborah.Harvey@state.de.us](mailto:Deborah.Harvey@state.de.us)  
Phone: (302) 744-4700

## DIVISION OF SOCIAL SERVICES

### PUBLIC NOTICE

#### **11003.7.5 Income Eligible/Education and Post-Secondary Education**

#### **Child Care Subsidy Program**

#### **Determining High School/GED Eligibility Participation and Determining Post-Secondary Eligibility Participation**

In compliance with the State's Administrative Procedures Act (APA - Title 29, Chapter 101 of the **Delaware Code**) and under the authority of Title 31 of the **Delaware Code**, Chapter 5, Section 512, Delaware Health and Social Services (DHSS) / Division of Social Services is proposing to amend policies in the Division of Social Services Manual (DSSM) regarding the Child Care Subsidy Program, specifically, *Determining High School/GED Eligibility Participation and Determining Post-Secondary Eligibility Participation*.

Any person who wishes to make written suggestions, compilations of data, testimony, briefs or other written materials concerning the proposed new regulations must submit same to Sharon L. Summers, Policy, Program & Development Unit, Division of Social Services, 1901 North DuPont Highway, P.O. Box 906, New Castle, Delaware 19720-0906 or by fax to

(302) 255-4425 by November 30, 2013.

The action concerning the determination of whether to adopt the proposed regulation will be based upon the results of Department and Division staff analysis and the consideration of the comments and written materials filed by other interested persons.

**DEPARTMENT OF LABOR**  
**DIVISION OF INDUSTRIAL AFFAIRS**  
**Office of Workers' Compensation**  
**PUBLIC NOTICE**  
**1341 Workers' Compensation Regulations**

The Secretary of Labor, in accordance with 19 Del.C. §2322B, has proposed revisions to the rules and regulations relating to the Delaware Workers' Compensation Health Care Payment System (HCPS). These proposals 1) revise fees for hot/cold packs (CPT 97010); and 2) make Medispan the sole AWP source for pharmacy fees.

A public meeting will be held before the Health Care Advisory Panel ("Panel") at 4:00 p.m. on December 2, 2013, in the Department of Labor Fox Valley Annex, 4425 N. Market Street, Wilmington, Delaware, 19802, where members of the public can offer comments. Anyone wishing to receive a copy of the proposed rules may obtain a copy from Donna Forrest, Medical Component Manager, Office of Workers' Compensation, Division of Industrial Affairs, Department of Labor, 4425 N. Market Street, Wilmington, Delaware, 19802. Persons wishing to submit written comments may forward them to the Panel at the above address. The final date to receive written comments will be 20 days after the public meeting.

The Panel will consider making a recommendation to the Secretary at the regularly scheduled meeting following the public meeting.

**DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL**  
**DIVISION OF WATER**  
**Surface Water Discharges Section**  
**7101 Regulations Governing the Design, Installation and Operation of On-Site Wastewater Treatment and Disposal Systems**

Substantial revisions to the Regulations Governing the Design, Installation and Operation of On-Site Wastewater Treatment and Disposal Systems (On-site regulations) are proposed to incorporate the Guidance and Regulations Governing the Land Treatment of Wastes spray irrigation regulatory language. The on-site regulations have been revised to address large system site investigations, hydrogeological investigations, design considerations, operation and maintenance practices, updating of individual on-site wastewater treatment and disposal system design criteria, establishment of new licensees and inspection protocols, and to establish performance standards for small on-site systems utilizing alternative technologies and all large systems.

Upon the effective date of revised regulations, the Regulations Governing the Pollution Control Strategy for the Indian River, Indian River Bay, Rehoboth Bay, and Little Assawoman Bay Watersheds, effective November 11, 2008, Sections 6.0, 7.0 and 8.0, may be affected.

In order to thoroughly address the comments and concerns received from two previously held hearings in this matter (May 2012 and November 2012) a third public hearing for the proposed amendments will be held on November 21, 2013 beginning at 6:00 p.m. in the DNREC Auditorium, Richardson and Robbins Building, 89 Kings Highway, Dover, DE 19901. The public and interested parties are invited to attend the hearing and to make comments orally or in writing at the hearing. Written comments not presented at the hearing should be addressed to Jack Hayes, DNREC - Division of Water, Groundwater Discharges Section, 89 Kings Highway, Dover, DE 19901 and must be received by the Department no later than December 6, 2013.

The proposed regulation revisions may be inspected at the following locations:

Department of Natural Resources and Environmental Control  
89 Kings Highway  
Dover, DE 19901

Department of Natural Resources and Environmental Control  
20653 DuPont Blvd, Unit 5  
Georgetown, DE 19947

The proposed regulation revisions may be inspected on the DNREC Division of Water, Groundwater Discharges Section website: <http://www.wr.dnrec.delaware.gov/Information/GWDInfo/Pages/>

For additional information or any appointments to inspect the proposed regulation revisions at DNREC, please contact Jack Hayes, DNREC Division of Water, Groundwater Discharges Section, 89 Kings Highway, Dover, DE 19901, (302) 739-9948, [John.Hayes@state.de.us](mailto:John.Hayes@state.de.us).

**DEPARTMENT OF STATE**  
**DIVISION OF PROFESSIONAL REGULATION**  
**PUBLIC NOTICE**  
**1900 Board of Nursing**

The Delaware Board of Nursing, pursuant to 24 **Del.C.** §1904(c), proposes to revise regulations 9.2.1.1.1 and 9.2.2.3.1 to add the requirement that at least three contact hours of the requisite continuing education needed for renewal or reinstatement must be in the area of substance abuse.

The Board will hold a public hearing on the proposed regulation change on January 8, 2014 at 1:00 p.m., Second Floor Conference Room A, Cannon Building, 861 Silver Lake Blvd., Dover, DE 19904. Written comments should be sent to Dr. Pamela Zickafoose, Executive Director of the Delaware Board of Nursing, Cannon Building, 861 Silver Lake Blvd., Dover, DE 19904. Written comments will be accepted until December 3, 2013 pursuant to 29 **Del.C.** §10118(a).

**DIVISION OF PROFESSIONAL REGULATION**  
**PUBLIC NOTICE**  
**2930 Council on Real Estate Appraisers**

The Delaware Council on Real Estate Appraisers, pursuant to 24 **Del.C.** §4006(a)(1), proposes to revise its rules and regulations. The majority of the proposed revisions to the rules are changes of an administrative nature. The Board will hold a public hearing on the proposed rule change on January 21, 2014 at 9:30 AM, Second Floor Conference Room A, Cannon Building, 861 Silver Lake Blvd., Dover, DE 19904. Written comments should be sent to Amanda McAtee, Administrator of the Council on Real Estate Appraisers, Cannon Building, 861 Silver Lake Blvd., Dover, DE 19904. Written comments will be accepted until February 6, 2014.

**DIVISION OF PROFESSIONAL REGULATION**  
**PUBLIC NOTICE**  
**3600 Board of Geologists**

The Delaware Board of Geologists, pursuant to 24 **Del.C.** §3606(a)(1), proposes to revise its regulations. The proposed additions to the regulations seek to add rules regarding inactive status of a geology license and the requirements to reactive a license from inactive status. Additionally, the rules amend the use of the term expiration to termination to create continuity within the geology regulations as well as within the Division of Professional Regulation.

The Board will hold a public hearing on the proposed rule change on December 13, 2013 at 10:00 a.m., in the Second Floor Conference Room B, Cannon Building, 861 Silver Lake Blvd., Dover, DE 19904. Written comments should be sent to Amanda McAtee, Administrator of the Delaware Board of Geologists, Cannon Building, 861 Silver Lake Blvd, Suite 203, Dover, DE 19904.

**17 DE Reg. 573 (11/01/13)**