

CALENDAR OF EVENTS/HEARING NOTICES

CALENDAR

September 2024

DELAWARE RIVER BASIN COMMISSION

PUBLIC NOTICE

The Commission's quarterly business meeting will be held on Thursday, September 5, 2024, commencing at 10:30 a.m. The business meeting will be held remotely. An agenda, along with details about the remote platform and how to attend, will be posted on the Commission's website, www.drbc.gov, at least ten (10) days prior to the meeting date.

For additional information, including a link to the live stream of this event, please visit the DRBC website at www.drbc.gov or contact Patricia Hausler at patricia.hausler@drbc.gov.

Pamela M. Bush, J.D., M.R.P.
Commission Secretary and Assistant General Counsel

DEPARTMENT OF AGRICULTURE

DELAWARE NUTRIENT MANAGEMENT COMMISSION

PUBLIC NOTICE

1201 Nutrient Management Certification Regulations

The Delaware Nutrient Management Commission, pursuant to 3 **Del.C.** §2220(a), proposes to revise regulation 3 **DE Admin. Code** 1201, Section 8.0 to allow a certificate holder with excess continuing education credits to roll such credits from one renewal period to the next. The proposal further removes obsolete renewal regulations at 3 **DE Admin. Code** 1201, Section 11.0.

Written comments should be sent to Chris Brosch, Administrator of the Delaware Nutrient Management Commission, 2320 S. DuPont Highway, Dover DE 19901. Written comments will be accepted until 5:00 p.m. on October 1, 2024 pursuant to 29 **Del.C.** §10118(a).

DEPARTMENT OF EDUCATION

PUBLIC NOTICE

The State Board of Education meets monthly, generally at 5:00pm on the third Thursday of the month. These meetings are open to the public. The Board rotates locations of regular meetings among the three counties.

The State Board of Education provides information about meeting dates and times, materials, minutes, and audio recordings on its website:

<https://education.delaware.gov/community/governance/state-board-of-education/sbe-monthly-meetings/>

DEPARTMENT OF HEALTH AND SOCIAL SERVICES

DIVISION OF PUBLIC HEALTH

PUBLIC NOTICE

4106 Practice of Non-Nurse Midwifery

Pursuant to 16 **Del.C.** §122(3)(h), the Department of Health and Social Services, Division of Public Health has the

legal authority to promulgate regulations. The Division of Public Health is proposing to repeal the regulation governing the practice of non-nurse midwifery, as midwifery is a Council under the Medical Board of Licensure and Discipline. The Division of Public Health intends to hold this regulation open for public comment per Delaware law.

Copies of the proposed regulation are available for review in the September 1, 2024, issue of the *Delaware Register of Regulations*, accessible online at: <http://regulations.delaware.gov> or by calling the Division of Public Health at 302-744-4951.

Public comments will be accepted until 4:30 p.m. on October 1, 2024. Comments will be accepted in written form via email to DHSS_DPH_regulations@delaware.gov, or by U.S. mail to the following address:

Vicki Schultes, Hearing Officer
Division of Public Health
417 Federal Street
Dover, DE 19901

DIVISION OF PUBLIC HEALTH
Office of Vital Statistics
PUBLIC NOTICE
4204 Care and Transportation of the Dead

Pursuant to 16 **Del.C.** §§122(3) and 3103, the Department of Health and Social Services, Division of Public Health has the legal authority to promulgate regulations. The Division of Public Health is proposing amendments to regulation 4204 Care and Transportation of the Dead and intends to hold them open for public comment per Delaware law. The revisions include:

- The addition of new sections outlining the purpose and scope of the regulation;
- Updated definitions;
- New language regarding natural organic reduction (pursuant to HS 1 for HB 162 (84 Del. Laws, c. 261, signed May 16, 2024); and
- Technical changes to bring the regulation into compliance with the *Delaware Administrative Code Style Manual*.

Copies of the proposed regulation are available for review in the September 1, 2024 issue of the *Delaware Register of Regulations*, accessible online at: <http://regulations.delaware.gov> or by calling the Division of Public Health at (302) 744-4951.

Public comments will be accepted until 4:30 PM on October 1, 2024. Comments will be accepted in written form via email to DHSS_DPH_regulations@delaware.gov, or by U.S. mail to the following address:

Vicki Schultes, Hearing Officer
Division of Public Health
417 Federal Street
Dover, DE 19901

DIVISION OF PUBLIC HEALTH
PUBLIC NOTICE
4306 Stroke System Regulation

Pursuant to 16 **Del.C.** §9704, the Department of Health and Social Services, Division of Public Health has the legal authority to promulgate regulations. The Division of Public Health is proposing a new 4306 Stroke System Regulation and intends to hold it open for public comment per Delaware law.

The proposed regulation was previously published in the February 2024, *Register of Regulations* (27 DE Reg. 567 (02/01/2024) (Proposed)), and was held open for public comment from February 1, 2024 through March 4, 2024. The regulation has since been substantially revised due to additional review and is being repropose.

Copies of the proposed regulation are available for review in the September 1, 2024 issue of the *Delaware Register of Regulations*, accessible online at: <http://regulations.delaware.gov> or by calling the Division of Public Health at (302) 744-4951.

Public comments will be accepted until 4:30 PM on Tuesday, October 1, 2024. Comments will be accepted in written form via email to DHSS_DPH_regulations@delaware.gov, or by U.S. mail to the following address:

Vicki Schultes, Hearing Officer
Division of Public Health
417 Federal Street
Dover, DE 19901

DEPARTMENT OF STATE
DIVISION OF PROFESSIONAL REGULATION
PUBLIC NOTICE
200 Board of Landscape Architecture

The Delaware Board of Landscape Architects, pursuant to 24 **Del.C.** §205(a)(1), proposes to amend its rules and regulations. The proposed regulation changes add an image of a sample seal for licensees to use as an example and eliminate the requirement that inactive licensees be required to renew their license while their license is inactive.

The Board will hold a public hearing on the proposed regulation change on November 14, 2024 at 9:00 a.m. both virtually and in the Second Floor Conference Room B, Cannon Building, 861 Silver Lake Blvd., Dover, DE 19904. Written comments should be sent to Maya Echols, Administrative Specialist of the Delaware Board of Landscape Architects. Written comments will be accepted until December 2, 2024 pursuant to 29 **Del.C.** §10118(a).

DIVISION OF PROFESSIONAL REGULATION
PUBLIC NOTICE
1400 Board of Electrical Examiners

Pursuant to 24 **Del.C.** §1406(a)(1), the Delaware Board of Electrical Examiners ("Board") has proposed revisions to its regulations.

Amendments are proposed to Section 8.0 to clarify that journey person, residential, and apprentice electricians' continuing education must be related to the National Electric Code. The amendments also propose to allow master electricians who prepare and present continuing education courses based upon the National Electric Code to claim continuing education credit in the amount of hours for which the continuing education course is approved by the Board and to allow licensed electricians on the Board to claim a portion of their biennial continuing education credits for Board service. The Board's powers and duties, as articulated in 24 **Del.C.** §1406(a)(7), include to establish continuing education standards.

Additional revisions are technical and style changes consistent with the *Delaware Administrative Code Drafting and Style Manual*.

The Board will hold a public hearing on October 2, 2024, at 8:30 a.m. in conference room A on the second floor of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware. Anyone wishing to receive a copy of the proposed rules and regulations may obtain a copy from the Delaware Board of Electrical Examiners, 861 Silver

Lake Boulevard, Dover, Delaware 19904. Persons wishing to submit written comments may forward these to the Board at the above address or at Danielle.Ridgway@delaware.gov.

In accordance with 29 **Del.C.** §10118(a), the final date to receive written comments will be October 17, 2024. The Board will deliberate on all the public comments at its regularly scheduled meeting thereafter.

**DIVISION OF PROFESSIONAL REGULATION
PUBLIC NOTICE**

1800 Board of Plumbing, Heating, Ventilation, Air Conditioning and Refrigeration Examiners

Pursuant to 24 **Del.C.** §1806(a)(2), the Delaware Board of Plumbing, Heating, Ventilation, Air Conditioning and Refrigeration Examiners has the authority to promulgate rules and regulations that carry out the objectives of Chapter 18 of Title 24.

The proposed addition of subsection 3.1.2.2.3 clarifies the testing required to qualify for a master HVACR license restricted. Amendments proposed to section 5.0 provide the Board with a process to audit licensees for completion of continuing education, which is required beginning with license renewal in 2026, and clarify requirements for continuing education. The other proposed amendments reflect technical and style changes consistent with the *Delaware Administrative Code Drafting and Style Manual*.

The Board will hold a public hearing on the proposed regulation changes on October 8, 2024, at 8:30 a.m. in the second-floor conference room A of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware. Anyone wishing to receive a copy of the proposed rules and regulations may obtain a copy from the Delaware Board of Plumbing, Heating, Ventilation, Air Conditioning and Refrigeration Examiners, 861 Silver Lake Boulevard, Dover, Delaware 19904. Persons wishing to submit written comments may forward these to the Board at the above address or at Danielle.Ridgway@delaware.gov.

In accordance with 29 **Del.C.** §10118(a), the final date to receive written comments will be October 23, 2024. The Board will deliberate on the public comments at its next regularly scheduled meeting thereafter.

**DIVISION OF PROFESSIONAL REGULATION
PUBLIC NOTICE**

3500 Board of Examiners of Psychologists

The Delaware Board of Examiners of Psychologists, pursuant to 24 **Del.C.** §3506(a)(1), proposes to eliminate the requirement that inactive licensees be required to renew their license while their license is inactive. In addition, the proposed regulations propose to amend the continuing education requirements for pro-rated licensure periods to include CEs in cultural inclusion, equity, and diversity and amend the amount of credit licensees will receive for self-study education such as authoring a book or taking a graduate level course.

The Board will hold a public hearing on October 7, 2024 at 9:00 a.m. both virtually and in the Second Floor Conference Room B, Cannon Building, 861 Silver Lake Blvd., Dover, DE 19904. Written comments should be sent to Randall Clack, Administrator of the Delaware Board of Examiners of Psychologists, Cannon Building, 861 Silver Lake Blvd, Suite 203, Dover, DE 19904. Written comments will be accepted until October 22, 2024.

DEPARTMENT OF TRANSPORTATION

**DIVISION OF TRANSPORTATION SOLUTIONS
PUBLIC NOTICE**

**2409 Procedures for Establishment of Fee Simple Ownership by the State of Delaware for Abandoned
Right of Way Easements**

Pursuant to the authority provided by 17 **Del.C.** §533, the Delaware Department of Transportation (DelDOT), through its Division of Transportation Solutions, seeks to adopt regulations to establish procedures for determination that land encumbered by a permanent easement right-of-way has been abandoned and for

recording the State's fee simple ownership of that land.

Public Comment Period

DeIDOT will take written comments on the proposed creation of Section 2409 of Title 2, Delaware Administrative Code, from September 1, 2024 through October 1, 2024. The public may submit their comments to:

Chief of Right-of-Way or Public Relations
in writing to their attention,
Division of Transportation Solutions
Right of Way Section
Delaware Department of Transportation
800 Bay Road
Dover, DE 19901
