

CALENDAR OF EVENTS/HEARING NOTICES

CALENDAR

February 2023

DELAWARE RIVER BASIN COMMISSION

PUBLIC NOTICE

The Delaware River Basin Commission will hold a public hearing on Wednesday, February 8, 2023, commencing at 1:30 p.m. The public hearing will be conducted remotely. Any draft dockets and draft resolutions that will be subjects of the public hearing, along with details about the remote platform and how to attend, will be posted on the Commission's website, www.drbc.gov, at least 10 days prior to the meeting date.

The Commission's quarterly business meeting will be held the following month, on Wednesday, March 8, 2023, commencing at 10:30 a.m. The business meeting also will be conducted remotely. Again, details about the remote platform and an agenda will be posted on the Commission's website, www.drbc.gov, at least 10 days prior to the meeting date.

For additional information, please visit the DRBC website at www.drbc.gov or contact Patricia Hausler at patricia.hausler@drbc.gov.

DELAWARE STATE FIRE PREVENTION COMMISSION

PUBLIC NOTICE

709 Fire Service Standards

The Delaware State Fire Prevention Commission, pursuant to 16 Del.C. § 6604(1), proposes to revise Regulation 709 Fire Service Standards, by modifying the process of addressing complaints and grievances, detailing conduct that can be considered official misconduct of firefighters and fire companies, adding a process for conducting investigations of firefighter injuries, incorporating and adopting additional National Fire Prevention Association standards, and making other changes as detailed below.

The Commission will accept written comments to the proposed amendments from February 1, 2023 through March 3, 2023. Written comments should be sent to Sherry Lambertson, Executive Specialist for the Delaware Fire Prevention Commission, Delaware Fire Service Center, 1463 Chestnut Grove Road, Dover, DE 19904. Written comments may also be sent by email to the following email address: fire.commission@delaware.gov.

DEPARTMENT OF AGRICULTURE

OFFICE OF THE SECRETARY

PUBLIC NOTICE

601 Delaware Pesticide Rules and Regulations

Summary

Pursuant to the authority granted by Title 3 chapter 12 of the Delaware Code, the Department of Agriculture proposes to amend its regulations. The purpose of the amended regulations is to ensure the Delaware Department of Agriculture remains in compliance with the United States Environmental Protection Agency (EPA) Certification of Pesticide Applicators regulations at 40 C.F.R. Part 171. Section 11 of the Federal Insecticide, Fungicide, Rodenticide Act (FIFRA), 7 U.S.C. § 136i, requires any state that "desires to certify applicators of pesticides" to have and maintain an EPA-approved plan to certify applicators of Restricted Use Pesticides (RUPs) that meets or exceeds the federal requirements for the training and certification of such applicators. In 2017 the federal requirements for state certification plans were changed, in response to these changes DDA worked with EPA Region III representatives to make changes to our certification plan to meet these new requirements. As a result of these changes, several updates to our 601 Delaware Pesticide Rules and Regulations had to be made. Delaware's plan has been approved by EPA and the Department has until December 31st 2024 to bring all applicators into

compliance.

The Department of Agriculture is issuing these proposed regulations in accordance with Title 3 of the Delaware Code. This notice is issued pursuant to the requirements of Chapter 101 of Title 29 of the Delaware Code.

Comments

A copy of the proposed regulations is being published in the February 1, 2023, edition of the *Delaware Register of Regulations*. A copy is also on file in the office of the Department of Agriculture, 2320 South DuPont Highway, Dover, Delaware 19901 and is available for inspection during regular office hours. Copies are also published online at the *Delaware Register of Regulations* website: https://regulations.delaware.gov/services/current_issue.shtml.

Interested parties may offer written comments on the proposed regulations indicating whether these proposed regulations should be adopted, rejected or modified. Interested parties may hand deliver to the Department, any written suggestions, data, briefs or other materials at the above address. Pursuant to 29 **Del.C.** §10118(a), public comments must be received on or before March 3, 2023. Written materials submitted will be available for inspection at the above address.

**OFFICE OF THE SECRETARY
PUBLIC NOTICE**

906 Possession, Sale or Exhibition of Live Wild Mammals or Hybrids of Wild Mammals or Live Reptiles not Native to or Generally Found in the State of Delaware

Summary

Pursuant to the authority granted by Title 3 chapters 1, 71, and 72 of the Delaware Code, the Department of Agriculture proposes to amend its regulations. The purpose of the amended regulations is to provide clear detail regarding the authority of the Department and State Veterinarian to determine an animal species to be invasive and clarify the requirements for non-native species and animal species determined to be invasive. In 2022, there has been an alarming increase in potbellied pigs at large in the State of Delaware. Potbellied pigs are non-native to the State of Delaware and many animals have been abandoned by their owners; are not in good care; have been a nuisance for private property owners; and with the species' early reproductive capacity, can become feral quickly and may contract contagious and infectious diseases. The Department, State Veterinarian, and sister state agencies have a responsibility to mitigate and reduce the threat of infectious and contagious diseases in animals and those that may spread to humans. Given the concerns listed above, potbellied pigs have been determined to be an invasive animal species in the State of Delaware.

The Department of Agriculture is issuing these proposed regulations in accordance with Title 3 of the Delaware Code. This notice is issued pursuant to the requirements of Chapter 101 of Title 29 of the Delaware Code.

Comments

A copy of the proposed regulations is being published in the February 1, 2023, edition of the *Delaware Register of Regulations*. A copy is also on file in the office of the Department of Agriculture, 2320 South DuPont Highway, Dover, Delaware 19901 and is available for inspection during regular office hours. Copies are also published online at the *Delaware Register of Regulations* website: https://regulations.delaware.gov/services/current_issue.shtml.

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**DEPARTMENT OF EDUCATION
PUBLIC NOTICE**

The State Board of Education meets monthly. These meetings are open to the public. The Board rotates locations of regular meetings among the three counties.

Meeting information can be accessed via the public meeting calendar.

Meeting materials available on the State Board of Education's eBoard site (https://simbli.eboardsolutions.com/SB_Meetings/SB_MeetingListing.aspx?S=190001). (If you are having technical difficulties accessing the site, please try a different browser.)

The next meeting is scheduled for February 16, 2023.

Information regarding special meetings or Committee meetings of the State Board will be posted on the public meeting calendar.

Minutes from recent State Board of Education meetings can be found on the public meeting calendar.

Audio recordings are available after every Board meeting (<https://www.doe.k12.de.us/domain/225>).

Public meeting calendar: <https://publicmeetings.delaware.gov/#search?anyall=any&agencyid=22&startdateinclusive=2019-01-01>

DEPARTMENT OF HEALTH AND SOCIAL SERVICES

DIVISION OF PUBLIC HEALTH

PUBLIC NOTICE

4459A Regulations Governing the Childhood Lead Poisoning Prevention Act for Children Between the Ages of 22 and 26 Months

Pursuant to 16 **Del.C.** §122(3)(t) and §§ 2601-2606, the Health Systems Protection Section of the Division of Public Health, Department of Health and Social Services, is proposing revisions to the Regulations Governing the Childhood Lead Poisoning Prevention Act for Children Between the Ages of 22 and 26 Months. On February 1, 2023, the Division of Public Health plans to publish as "proposed" revisions to the Regulations Governing the Childhood Lead Poisoning Prevention Act for Children Between the Ages of 22 and 26 Months regulations. The revisions include:

- Renamed regulation to remove outdated reference;
- Updated and added new definitions;
- Updated requirements for blood lead testing, including age requirements and documentation and reporting requirements; and
- Technical corrections.

These revisions are required by House Bill 222 as amended by House Amendment 1 (151st GA).

The proposed regulation published in the July 2022 *Register of Regulations* (26 **DE Reg.** 34 (07/01/22) (Prop.)) is no longer being considered in favor of the amendments presented here pursuant to 29 **Del.C.** §10118(c).

Copies of the proposed regulations are available for review in the February 1, 2023 edition of the *Delaware Register of Regulations*, accessible online at: <https://regulations.delaware.gov> or by calling the Division of Public Health at (302) 744-4951.

Any person who wishes to make written suggestions, testimony, briefs, or other written materials concerning the proposed regulations must submit them by Friday, March 3, 2023, at:

Division of Public Health
417 Federal Street
Dover, DE 19901
Email: DHSS_DPH_regulations@delaware.gov
Phone: (302) 744-4951

DEPARTMENT OF STATE

DIVISION OF PROFESSIONAL REGULATION

PUBLIC NOTICE

2000 Board of Occupational Therapy Practice

Pursuant to 24 **Del.C.** §2006 (a)(1), the Delaware Board of Occupational Therapy Practice has proposed revisions to its rules and regulations. The rules are designed to address modifications to the supervision of

occupational therapy assistants. A public hearing will be held on March 1, 2023 at 4:30 p.m. (on the second floor in conference room A of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware 19904) or virtual where members of the public can offer comments on the amendments to the rules and regulations. Anyone wishing to receive a copy of the proposed rules and regulations may obtain a copy from the Delaware Board of Occupational Therapy Practice, 861 Silver Lake Boulevard, Dover, Delaware 19904. Persons wishing to submit written comments may forward these to the Board at the above address. Written comments will be accepted until March 16, 2023 in accordance with 29 **Del.C.** §10118(a).
