

CALENDAR OF EVENTS/HEARING NOTICES

CALENDAR

January 2023

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 January 19, 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 MEDICAID AND MEDICAL ASSISTANCE

PUBLIC NOTICE

Medicaid and CHIP coverage of COVID-19 Treatment, Vaccines, & Testing

In compliance with the State's Administrative Procedures Act (APA - Title 29, Chapter 101 of the **Delaware Code**) and under the authority of 31 **Del. C.** §512, Delaware Health and Social Services ("Department") / Division of Medicaid and Medical Assistance (DHSS/DMMA) is proposing to amend Title XIX Medicaid State Plan and Title XXI CHIP State Plan regarding the coverage of COVID-19 treatment, vaccines, & testing. Specifically, to assure coverage of COVID-19 treatment, vaccines, vaccine administration, vaccine counseling, and testing consistent with the Centers for Disease Control and Prevention (CDC) definitions of screening, testing, and diagnosis for COVID-19 and its recommendations for who should receive diagnostic and screening tests for COVID-19 with no cost sharing for Medicaid and CHIP plans.

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, Planning and Policy Unit, Division of Medicaid and Medical Assistance, 1901 North DuPont Highway, P.O. Box 906, New Castle, Delaware 19720-0906, by email to DHSS_DMMA_Publiccomment@Delaware.gov, or by fax to 302-255-4413 by 4:30 p.m. on January 31, 2023. Please identify in the subject line: CHIP ARP & COVID-19 Treatment, Vaccines & Testing.

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 INSURANCE

OFFICE OF THE COMMISSIONER

PUBLIC NOTICE

1404 Long-Term Care Insurance

The proposed regulation appears below and may also be viewed on the Department of Insurance Website at

<http://insurance.delaware.gov/information/proposedregs/>. The Department will not be holding a public hearing on the proposed regulation.

Any person may file written comments, suggestions, briefs, and compilations of data or other materials concerning the proposed regulation. Any written submission in response to this notice and relevant to the proposed regulation must be received by the Department of Insurance no later than 4:30 p.m. EDT, the 31st day of January, 2023 and should be directed to:

Alisa Pritchard, Regulatory Specialist
Delaware Department of Insurance
1351 West North Street, Suite 101
Dover, DE 19904
(302) 674-7379
Email: DOI_Legal@delaware.gov

DEPARTMENT OF LABOR
DIVISION OF INDUSTRIAL AFFAIRS
Industrial Accident Board
PUBLIC NOTICE
1331 Industrial Accident Board Regulations

In compliance with the State's Administrative Procedures Act (Title 29, Chapter 101 of the Delaware Code) and under the authority of 19 **Del.C.** §§105 and 2301A, the Delaware Department of Labor, Industrial Accident Board ("Board") proposes to modify 19 **DE Admin. Code** 1331, Section 9.0 regarding Pre-Trial Memorandums. The Industrial Accident Board administers and enforces the Workers Compensation Act ("Act") and related rules.

In accordance with 29 **Del.C.** §10116, persons wishing to submit written comments, suggestions, briefs, and compilations of data or other written materials concerning the proposed modifications to Rule No. 9 should direct them to the following address:

Allison Stein
Delaware Department of Labor
Division of Industrial Affairs / Office of Workers' Compensation
4425 North Market Street, 3rd Floor
Wilmington, DE 19802

Comments may also be directed via electronic mail to Allison.stein@Delaware.gov. Any written submission in response to this notice and relevant to the proposed rules must be received by the above contact at the Delaware Department of Labor no later than 4 p.m. EST, January 31, 2023.

The action concerning determination of whether to adopt the proposed changes to this rule will be based upon the Board's consideration of the written comments and any other written materials filed by the public.

DEPARTMENT OF STATE
PUBLIC SERVICE COMMISSION
PUBLIC NOTICE
1002 Minimum Filing Requirements for All Regulated Companies Subject to the Jurisdiction of the Public

Service Commission

IN THE MATTER OF THE REGULATION
ESTABLISHING THE MINIMUM FILING
REQUIREMENTS FOR ALL REGULATED
COMPANIES SUBJECT TO THE JURISDICTION
OF THE PUBLIC SERVICE COMMISSION
(REOPENED DECEMBER 14, 2022)

PSC REGULATION DOCKET NO. 4

In 1981, the Delaware Public Service Commission (the "Commission" or "PSC") adopted "Minimum Filing Requirements for All Regulated Companies" to govern applications to the Commission by regulated public utilities. Parts A of the Minimum Filing Requirements describe the filing and content of rate increase applications made by large utilities subject to the Commission's jurisdiction. These portions of the Minimum Filing Requirements are reproduced in their present form as Exhibit "B".

Rate increase applications submitted to the Commission are reviewed and evaluated by the Commission's Staff for the justness and reasonableness of the rates proposed. The Commission is informed by Staff that, in recent years, the frequency and number of such applications has increased significantly, resulting in a corresponding increase in the administrative burdens associated with Staff's review. Staff has also identified certain practices that tend to add significantly and unreasonably to these administrative burdens. According to Staff, these practices typically involve changes made by the utility to data on which the application relies, including changes to the test year (as that term is used in the Minimum Filing Requirements) and changes in rate base items, expenses, or revenues. Staff contends that the burden occasioned by such practices is most severe where multiple and material changes are made at different points in time during the pendency of a single application. Staff further contends that, where such changes are sought, they are often of a type that is avoidable through the applicant's exercise of ordinary diligence in preparing its rate increase application.

Staff now seeks certain changes and additions to Parts A to the Minimum Filing Requirements that are designed to curtail the undesirable practices. In this way, the efficiency of the rate review process will be increased, and its administrative burdens reduced. The text of the proposed Minimum Filing Requirements, as modified by Staff's changes and additions, is attached as Exhibit "C" The Commission has authority to issue such rules, and to effect the proposed changes and additions, under 26 *Del. C.* § 209(a).

Copies of the filing may be inspected at the Commission during normal business hours, or may be viewed by going to Delafile (<http://depssc.delaware.gov/>), the Commission's file management system, and by searching Reg. 4.

The Commission hereby solicits written comments, suggestions, compilations of data, briefs, or other written materials concerning Staff's proposed changes and additions to the Minimum Filing Requirements. These such materials shall be filed with the Commission in Delafile or can be mailed to its office located at 861 Silver Lake Boulevard, Cannon Building, Suite 100, Dover, Delaware 19904. Public comment will be accepted through March 3, 2023. In addition, the Commission's duly appointed Hearing Examiner will conduct a public hearing concerning Staff's proposed changes and additions on February 16, 2023 at 10:00 AM in the Commission's hearing room at the above address. **To be considered at the public hearing, all such materials shall be filed on or before February 1, 2023.**

The Minimum Filing Requirements, Staff's proposed changes and additions to the same, and the materials submitted in connection therewith will be available for public inspection and copying at the Commission's Dover office during normal business hours. The fee for copying is \$0.25 per page.

Any individual with disabilities who wishes to participate in these proceedings should contact the Commission to discuss any auxiliary aids or services needed to facilitate such review or participation. Such contact may be in person, by writing, telephonically (including use of the Telecommunications Relay Service), or otherwise. The Commission's toll-free telephone number in Delaware is (800) 282-8574. Persons with questions concerning this application may contact the Commission by either Text Telephone ("TT") or by regular telephone at (302) 736-7500.

OFFICE OF THE CHILD ADVOCATE

PUBLIC NOTICE

Driver Education, Driver's License, and Motor Vehicle Insurance Program for Individuals who have Experienced Foster Care

A. TYPE OF REGULATORY ACTION REQUIRED

Enactment of New Regulations

B. SYNOPSIS OF SUBJECT MATTER OF THE REGULATION

Pursuant to 29 **Del.C.** §9011A, the Office of the Child Advocate ("Office") proposes to enact regulations regarding the administration of the Driver Education, Driver's License, and Motor Vehicle Insurance Program. This program was established by the General Assembly in June 2022 to assist youth and young adults who have experienced foster care to overcome barriers to obtaining a driver's license and motor vehicle insurance. The costs of driver education, costs incidental to obtaining a driver's license, and motor vehicle insurance for an individual who has experienced foster care serve as an additional barrier to gaining independence and engaging in normal, age-appropriate activities and limit opportunities for obtaining employment and completing educational goals. It is the intent and purpose of the General Assembly to establish a program to help pay these costs for eligible individuals who have experienced foster care in Delaware. This program is administered by the Office of the Child Advocate. This is the first time regulations for this program have been submitted.

There will be no Public Hearing regarding these regulations, but Public Comments can be sent by email to: oca.scholarships@delaware.gov.

Public comments will be accepted until February 1st, 2023.
