

## **DELAWARE RIVER BASIN COMMISSION**

### **NOTICE OF PUBLIC HEARING**

The Delaware River Basin Commission will hold a public hearing and business meeting on Wednesday, July 20, 2005 at 10:00 a.m. at the Commission's offices, 25 State Police Drive, West Trenton, New Jersey. For more informations contact Pamela M. Bush, Esq., Commission Secretary and Assistant General Counsel, at 609-883-9500 extension 203.

## **DEPARTMENT OF AGRICULTURE OFFICE OF THE SECRETARY**

### **NOTICE OF PUBLIC HEARING**

The State of Delaware, Department of Agriculture, proposes these regulations pursuant to 3 **Del.C.** §§101 and 302. The proposed regulations contain the following general sections: Authority, Purpose, Scope, Construction, Definitions, Registration, License/permits, Operator qualifications, Labeling, Supervision, Washing of hands, Physical plant characteristics, Program administration, Violations and hearing procedures, Appeals, Civil penalties. These regulations are intended to allow on-farm home processing of non-potentially hazardous foods and clearly define the role of DDA in on-farm home processing of non-potentially hazardous foods.

The On-Farm Home Food Processing Program will exempt certain small food processors, who process and produce specified non-potentially hazardous food products, from the statutory requirements of Title 16 **Delaware Code**, Chapter 1, §122 and §134, and from the regulatory requirements of State of Delaware Food Code as it relates to the specified non-potentially hazardous food products; and the program will ensure protection of the public health through processor compliance with regulatory requirements of the **On-Farm Home Food Processing Program**.

The proposed regulations will be considered at a public hearing scheduled for August 1, 2005 at the Delaware Department of Agriculture building conference room #1 located at 2320 S. Dupont Hwy, Dover, DE. The hearing is being held for the purpose of receiving information, factual evidence, and public reaction as it relates to proposed on-farm home processing regulations under 3 **Del.C.** §§101 and 302. The hearing will be conducted in accordance with Title 29, Chapter 101, and the Administrative Procedures Act.

Copies of the proposed regulations may be obtained from the Department of Agriculture by calling the 1-800-282-8685; by writing the Delaware Department of Agriculture, 2320 S. Dupont Hwy., Dover, DE 19901; or, by visiting the Register of Regulations site at: <http://www.delregs.state.de.us/index.html>. Public comments may be submitted in writing to Mark Davis, Executive Assistant to the Secretary of the Department of Agriculture on or before 1:00 p.m. on August 1, 2005 and/ or in person at the public hearing.

## **DEPARTMENT OF EDUCATION**

The State Board of Education will hold its monthly meeting on Thursday, June 21, 2005 at 1:00 p.m. in the Townsend Building, Dover, Delaware.

## **DEPARTMENT OF HEALTH AND SOCIAL SERVICES DIVISION OF PUBLIC HEALTH**

### **NOTICE OF PUBLIC HEARING**

These proposed regulations, "Regulations Governing Public Drinking Water Systems," will replace by revision the current "Regulations Governing Public Drinking Water Systems," previously adopted May 14, 1971 and most recently amended July 10, 2003.

The Office of Drinking Water, under the Division of Public Health, Department of Health and Social Services (DHSS), will hold a public hearing to discuss proposed revisions to the "State of Delaware Regulations Governing Public Drinking Water Systems." The public hearing will be held on July 26, 2005 at 1:00 p.m. in room 107, University of Delaware Paradee Center, 69 Transportation Circle, Dover, Delaware.

Copies of the proposed regulations are available for review by calling the following location:

Office of Drinking Water  
Blue Hen Corporate Center, Suite 203  
655 Bay Road  
Dover, DE 19901  
Telephone: (302) 741-8630

Anyone wishing to present his or her oral comments at this hearing should contact Mr. David Walton at (302) 744-4700 by July 25, 2005. Anyone wishing to submit written comments as a supplement to or in lieu of oral testimony should submit such comments by July 31, 2005 to:

David Walton, Hearing Officer  
Division of Public Health  
PO Box 637  
Dover, DE 19903  
Fax 302-739-6659

## **DIVISION OF SOCIAL SERVICES**

### **NOTICE OF PUBLIC COMMENT PERIOD Food Stamp Program**

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 107, Delaware Health and Social Services (DHSS) / Division of Social Services is proposing to amend the policy of the Food Stamp Program in the Division of Social Services Manual (DSSM) as it relates to income exclusions.

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, P.O. Box 906, New Castle, Delaware 19720-0906 by July 31, 2005.

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 SOCIAL SERVICES**

### **NOTICE OF PUBLIC COMMENT PERIOD Long Term Care Program**

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 the Title XIX Medicaid State Plan and the rules in the Division of Social Services Manual (DSSM) regarding the Long Term Care Program. The proposal reduces the minimum community spouse resource allowance to the federal standard.

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, P.O. Box 906, New Castle, Delaware 19720-0906 by July 31, 2005.

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 SOCIAL SERVICES**

### **NOTICE OF PUBLIC COMMENT PERIOD**

#### **Pharmaceutical Services Program**

Delaware Health and Social Services (“Department”) / Division of Social Services initiated proceedings to amend the Title XIX Medicaid State Plan with respect to the Pharmaceutical Services Program: 1) to implement a prior authorization process with a preferred drug list (PDL); 2) to revise the prescription quantity and duration provisions; and, 3) to seek supplemental drug rebates from pharmaceutical manufacturers. The Department’s proceedings to amend its regulations were initiated pursuant to 29 **Delaware Code** Section 10114 and its authority as prescribed by 31 **Delaware Code** Section 512.

The agency published this state plan amendment as a notification in the April register. As a result of the changes recommended by the CMS, the originally published plan has changed significantly. The agency is publishing the revised state plan as emergency order APA 05-35, effective 4/1/05 and also as proposed regulation, APA 05-35a, in order to solicit public comment prior to establishing a final order.

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, P.O. Box 906, New Castle, Delaware 19720-0906 by July 31, 2005.

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.

**9 DE Reg. 155 (7/1/05)**