

## **DELAWARE RIVER BASIN COMMISSION**

The Delaware River Basin Commission will hold a public hearing and business meeting on Wednesday, July 15, 2009 beginning at 10:30 a.m. at the Northampton Community College's Fowler Family Southside Center, 511 East Third Street, 6<sup>th</sup> Floor, Room 605, Bethlehem, Pennsylvania. For more information visit the DRBC web site at [www.drbc.net](http://www.drbc.net) or contact Pamela M. Bush, Esq., Commission Secretary and Assistant General Counsel, at 609-883-9500 extension 203.

## **DELAWARE STATE FIRE PREVENTION REGULATIONS**

### **2009 Delaware State Fire Prevention Regulations NOTICE OF PUBLIC HEARING**

The Delaware State Fire Prevention Commission will hold a hearing pursuant to 16 **Del.C.** §6603 and 29 **Del.C.** 101 on Tuesday, August 18, 2009, at 1:00 P.M. in the Commission Chamber, Delaware State Fire School, Delaware Fire Service Center, 1463 Chestnut Grove Road, Dover, Delaware. The Commission is proposing changes to the following Regulations.

Persons may view the proposed changes to the Regulations between the hours of 8:00 a.m. to 4:30 p.m., Monday through Friday, at the Delaware State Fire Prevention Commission, Delaware State Fire School, Delaware Fire Service Center, 1463 Chestnut Grove Road, Dover, Delaware, 19904, or Office of the State Fire Marshal located at the Delaware Fire Service Center, 1537 Chestnut Grove Road, Dover, Delaware, 19904, or the Regional State Fire Marshal's Offices located 2307 MacArthur Road, New Castle, Delaware and 22705 Park Avenue, Georgetown, Delaware, 19947. You can find the meeting announcement and proposed changes on the Delaware Website <http://www.delaware.gov/egov/calendar.nsf> or on the Delaware State Fire Marshal's Office webpage at [www.statefiremarshal.delaware.gov](http://www.statefiremarshal.delaware.gov) under the tabs "Services" and "Proposed Changes".

Persons may present their views in writing by mailing their views to the Commission at the above addresses prior to the hearing, and the Commission will consider those responses received before 9:00 a.m. on August 18, 2009, or by offering testimony at the Public Hearing. If the number of persons desiring to testify at the Public Hearing is large, the amount of time allotted to each speaker will be limited. There will be a reasonable fee charge for copies of the proposed changes or retrieve from the webpage for free.

## **DEPARTMENT OF AGRICULTURE DIVISION OF ANIMAL HEALTH AND FOOD PRODUCTS INSPECTION PUBLIC NOTICE**

The Delaware Department of Agriculture repropose these regulations in accordance with the General Assembly's mandate to enforce Chapter 72 of Title 3 of the **Delaware Code** and to specify the means by which citizens of the State of Delaware may obtain a permit from the Delaware Department of Agriculture to possess, sell, or exhibit, exotic animals within the state.

These proposed regulations were considered at a public hearing on February 20, 2009 at 10:00 a.m. at the Department of Agriculture Building, Secretary's Conference Room. Public comments were received leading to substantive changes that are incorporated herein.

The Delaware Department of Agriculture solicits additional written comments from the public concerning these repropose regulations. Any such comments should be submitted to the State Veterinarian, Heather Hirst, DVM with a cc to the Assistant State Veterinarian, Caroline Hughes, VMD, at Delaware Department of Agriculture, 2320 S. DuPont Highway, Dover, DE 19901 on or before August 1, 2009. Copies of the proposed regulations are available on request.

**HARNES RACING COMMISSION**  
**501 Harness Racing Rules and Regulations**  
**PUBLIC NOTICE**

The Delaware Harness Racing Commission, pursuant to 3 **Del.C.** §10005, proposes to change its Rule 7. The Commission will hold a public hearing on the proposed rule changes on August 11, 2009. Written comments should be sent to Hugh J. Gallagher, Administrator of Harness Racing, Department of Agriculture, 2320 S. DuPont Highway, Dover, DE 19901. Written comments will be accepted for thirty (30) days from the date of publication in the *Register of Regulations* on July 1, 2009.

The proposed changes are for the purpose of updating Rule 7 and reflect current policies, practices and procedures. Copies are published online at the *Register of Regulations* website: [http://regulations.delaware.gov/services/current\\_issue.shtml](http://regulations.delaware.gov/services/current_issue.shtml)

**DEPARTMENT OF FINANCE**  
**STATE LOTTERY OFFICE**  
**460 Sports Lottery Rules and Regulations**  
**PUBLIC NOTICE**

The Office of the State Lottery will seek public comments on proposed new rules governing a sports lottery. These regulations come as a result of recent legislation amending 29 **Del.C.**, Chapter 48, which directs the Director of the Lottery to promulgate rules for the features and attributes of a sports lottery.

Persons wishing to present their views regarding this matter may do so in writing by the close of business on or before July 31 to: Delaware State Lottery Office, 1575 McKee Road, Suite 102, Dover, DE 19904. A copy of these regulations is available from the above address or may be viewed at the Lottery business office at the same address.

**DEPARTMENT OF HEALTH AND SOCIAL SERVICES**  
**DIVISION OF SOCIAL SERVICES**  
**1006.6 Civil Rights Program and Public Relations**  
**PUBLIC NOTICE**

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 administrative policies in the Division of Social Services Manual (DSSM).

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 July 31, 2009.

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 JUSTICE**  
**DIVISION OF SECURITIES**  
**PUBLIC NOTICE**

In compliance with the State's Administrative Procedures Act (APA–Title 29, Chapter 101 of the **Delaware Code**) and section 7325(b) of Title 6 of the **Delaware Code**, the Division of Securities of the Delaware Department of Justice hereby publishes notice of a proposed revision to the Rules and Regulations Pursuant to the Delaware Securities Act. The Division proposes hereby to add a new Rule 800.

Persons wishing to comment on the proposed regulation may submit their comments in writing to:

James B. Ropp  
Securities Commissioner  
Department of Justice  
State Office Building, 5th Floor  
820 N. French Street  
Wilmington, DE 19801

The comment period on the proposed regulation will be held open for a period of thirty days from the date of the publication of this notice in the *Delaware Register of Regulations*.

**DEPARTMENT OF STATE**  
**DIVISION OF PROFESSIONAL REGULATION**  
**400 Delaware Gaming Control Board**  
**PUBLIC NOTICE**

The Delaware Gaming Board will seek public comments on the issue of whether its current Rule 1.0, Rule 4.6.1 and Rule 3.3 in 24 **DE Admin. Code** 401 should be amended. The rules relate to various definitions and to the manner of winning funds in the cookie jar or container and to the retention of copies of licenses by the Gaming office. The Board proposes to change the definition of "Cookie Jar Bingo" as it appears therein, and delete Rule 4.6.1 as its provisions will now be contained in the definition. The Board also intends to amend the section relating to retention of copies to indicate that the Board's office will not retain two copies of every license.

The Board will also propose to add a new section to 24 **DE Admin. Code** 404 to provide for limits in Texas Hold 'Em tournaments as called for by recent legislation amending chapter 18 of Title 28.

Persons wishing to present their views regarding this matter may do so in writing by the close of business on or before July 31, 2009 to: Delaware Gaming Control Board, 861 Silver Lake Boulevard, Cannon Building, Suite 203, Dover, DE 19904. A copy of these regulations is available from the above address or may be viewed at the Division of Professional Regulation business office at the same address.

**DIVISION OF PROFESSIONAL REGULATION**  
**2500 Board of Pharmacy**  
**PUBLIC NOTICE**

The Delaware Board of Pharmacy ("the Board"), in accordance with 24 **Del.C.** § 2509, is proposing to amend regulations 1.0 Pharmacist Licensure Requirements, 3.0 Pharmacy Requirements, 5.0 Dispensing, 11.0 Pharmaceutical Services in Nursing Homes and 15.0 Automated Pharmacy Systems. In addition, the Board is proposing to add new regulations 18.0 Storage and Dispensing of Medical Gases, 20.0 Technicians: Qualifications, Training and Duties and 21.0 Specialty Institutional Pharmacy Licenses.

A public hearing is scheduled for Wednesday, August 19, 2009, at 10:00 a.m. in the second floor Conference Room A of the Cannon Building, 861 Silver Lake Boulevard, Dover, DE 19904.

Members of the public may offer verbal comments on the proposal at the hearing. Written comments may be submitted to the Board prior to the hearing care of Nancy Fields, Administrative Specialist II, at the above address.

Written comments may be submitted until the public hearing begins. Anyone wishing to obtain a copy of the proposal or to make comments at the public hearing should contact Nancy Fields at the above address or call (302) 677-7318.

The Board will consider promulgating the proposed changes immediately following the public hearing.

**DIVISION OF PROFESSIONAL REGULATION**  
**3800 Committee on Dietetics/Nutrition**  
**NOTICE OF PUBLIC HEARING**

The Delaware State Board of Dietetics/Nutrition (the "Board") in accordance with 24 Del.C. §3805(a) has proposed amendments to its rules and regulations as the result of the enactment in the 144th General Assembly of House Bill 38, as amended, providing for the licensure of dieticians and nutritionists in the State of Delaware.

A public hearing was held on April 17, 2009 at 1:45 p.m. in the second floor conference room B of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware where members of the public offered comments. As a result of the public comment the Board determined to make both substantive and non-substantive changes to the proposed regulations originally published in the *Register of Regulations* at 12 DE Reg. 1179 on March 1, 2009.

A further public hearing will be held on August 7, 2009 at 1:45 p.m. in the second floor conference room B of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware where members of the public can offer comments

Anyone wishing to receive a copy of the proposed rules and regulations may obtain a copy from the Delaware State Board of Dietetics/Nutrition, 861 Silver Lake Blvd, Cannon Building, Suite 203, Dover, DE 19904. Persons wishing to submit written comments may forward these to the Board at the above address. The final date to receive written comments will be at the public hearing.

The Board will consider promulgating the proposed regulations at its regularly scheduled meeting following the public hearing.

**13 DE Reg. 140 (07/01/09)**