

**DEPARTMENT OF AGRICULTURE**  
**THOROUGHBRED RACING COMMISSION**  
**1002 Delaware Jockeys' Health and Welfare Benefit Board Regulations**  
**PUBLIC NOTICE**

The Delaware Jockey's Health and Welfare Benefit Board, in accordance with 3 **Del.C.** §10103(c) has proposed changes to its rules and regulations. The proposed change for Rule 2.1.1 amends active Delaware Jockey eligibility requirement by increasing the minimum required number of mounts in a racing season from 25 to 50. A public hearing will be held on March 14, 2012, beginning at 9:00 AM, in the second floor conference room of the Horsemen's Office, located on the grounds of Delaware Park, 777 Delaware Park Boulevard, Wilmington, Delaware 19804, where members of the public may offer comments. Anyone wishing to receive a copy of the proposed regulations may obtain a copy from the Delaware Thoroughbred Racing Commission, 777 Delaware Park Boulevard, Wilmington, Delaware 19804. Persons wishing to submit written comments may forward these to the attention of John F. Wayne, Executive Director, at the above address. The final date to receive comments will be March 14, 2012, during the public hearing. Copies are also 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 EDUCATION**  
**PUBLIC NOTICE**

The State Board of Education will hold its monthly meeting on Thursday, February 16, 2012 at 1:00 p.m. in the Townsend Building, Dover, Delaware.

**DEPARTMENT OF HEALTH AND SOCIAL SERVICES**  
**DIVISION OF SOCIAL SERVICES**  
**Civil Unions**  
**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 (DSS) is proposing to amend the Division of Social Services Manual (DSSM) regarding *Civil Unions*.

Signed into law by the Governor on May 11, 2011, Senate Bill #30 is an Act that creates the recognized legal relationship of civil union in Delaware for eligible persons. This Act further recognizes as civil unions for all purposes under Delaware law legal unions between two persons of the same sex entered into in jurisdictions outside of Delaware provided that such union and the parties thereto meet the Delaware eligibility requirements to enter into a civil union in the State of Delaware. Parties who enter into a lawful civil union in Delaware, or whose legal union is recognized as a civil union under Delaware law, will have all of the same rights, benefits, protections and responsibilities as married persons under Delaware law. It is not the intent of the Delaware General Assembly to revise the definition or eligibility requirements of marriage under Delaware law or to require any religious institution to perform solemnizations of civil unions.

The purpose of the proposal is to clarify Division of Social Services (DSS) policies for the Temporary Assistance for Needy Families (TANF), General Assistance (GA), and Refugee Cash Assistance (RCA) programs to ensure the rights and responsibilities of parties to a civil union are consistent and equal to partners in marriage. Parties to a civil union have the same eligibility and responsibilities as partners in a marriage when applying for, or participating in, Delaware's Cash Assistance programs.

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.

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 March 1, 2012.

**DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL**  
**DIVISION OF WATERSHED STEWARDSHIP**

**5101 Delaware Sediment and Stormwater Regulations  
PUBLIC NOTICE**

Substantial revisions to the *Delaware Sediment and Stormwater Regulations* are proposed to address April 2005 recommendations of Governor Minner's Task Force on Surface Water Management. The regulations have been revised to address stormwater volume management, conveyance adequacy, operation and maintenance of stormwater management facilities, and to establish performance standards for sediment and stormwater practices.

Upon the effective date of revised regulations, the *Regulations Governing the Pollution Control Strategy for the Indian River, Indian River Bay, Rehoboth Bay, and Little Assawoman Bay Watersheds*, effective November 11, 2008, Section 5.0 Sediment and Stormwater Controls, may be affected.

The Department of Natural Resources and Environmental Control (DNREC) Division of Watershed Stewardship will conduct a public hearing on the proposed revisions to the *Delaware Sediment and Stormwater Regulations Regulation No. 5101 Sediment and Stormwater Regulations*, to address the April 2005 recommendations of Governor Minner's Task Force on Surface Water Management.

The public hearing on this proposed revision of **Regulation No. 5101 Sediment and Stormwater Regulations** will be held Thursday, March 1, 2012, at 6:00 p.m. in the DNREC Auditorium, Richardson and Robbins Building, 89 Kings Highway, Dover, DE 19901.

The proposed regulation revisions may be inspected at the following locations:

Department of Natural Resources and Environmental Control  
89 Kings Highway  
Dover, DE 19901

Kirkwood Library  
6000 Kirkwood Highway  
Wilmington DE 19808

Kent County Public Library  
497 South Red Haven Lane  
Dover, DE 19901

Georgetown Public Library  
123 West Pine Street,  
Georgetown, DE 19947

The proposed regulation revisions may be inspected on the DNREC Division of Watershed Stewardship's Sediment and Stormwater Program website: <http://www.dnrec.delaware.gov/swc/Pages/SedimentStormwater.aspx>

For additional information or any appointments to inspect the proposed regulation revisions at DNREC, please contact Elaine Webb, DNREC Sediment and Stormwater Program, 89 Kings Highway, Dover, DE 19901, (302) 739-9921, [Elaine.Webb@state.de.us](mailto:Elaine.Webb@state.de.us). Review of the documents at the libraries will occur during the libraries' scheduled operating hours.

Interested parties shall submit comments in writing on the proposed regulation revisions by the end of the comment period, as designated by the hearing officer at this hearing, to Elaine Webb and/or statements and testimony may be presented either orally or in writing at the March 1, 2012 public hearing. It is requested that those interested in presenting statements at the public hearing register in advance and that written statements and comments be addressed to:

Elaine Webb  
DNREC – Sediment and Stormwater Program  
89 Kings Highway  
Dover, DE 19901

**DEPARTMENT OF STATE  
DIVISION OF PROFESSIONAL REGULATION  
300 Board of Architecture  
PUBLIC NOTICE**

The Delaware Board of Architects in accordance with 24 Del.C. §306(a)(1) has proposed changes to its rules and regulations. The proposal amends multiple sections of the rules and regulations to address continuing education requirements, add appropriate definitions and conform requirement for eligibility for examination and registration to NCARB

standards.

Members of the public can offer comments on the proposed changes by submitting their comments in writing to the Board of Architects, Attn: Nicole Williams, 861 Silver Lake Boulevard, Suite 203, Dover, Delaware 19904. The final date to receive written comments will be March 1, 2012. Anyone wishing to receive a copy of the proposed regulations may obtain a copy from the Board of Architects at the above address. The Board will consider promulgating the proposed regulations at its regularly scheduled meeting following the written comment period.

**DIVISION OF PROFESSIONAL REGULATION  
1100 Board of Dentistry and Dental Hygiene  
PUBLIC NOTICE**

The Board of Dentistry and Dental Hygiene ("the Board") in accordance with 24 **Del.C.** §1106(a)(1) has proposed amendments to Rule 5.0 *Supervision*. The proposed amendments require that a dentist must perform a clinical exam of a patient at least once within a 12 month period to be in compliance with the requirements of general supervision. The proposal also makes a technical correction to a statutory reference that has changed as result of revisions to the Board's statute.

A public hearing will be held on March 22, 2012 at 3:15 p.m. in the second floor conference room A 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 Board of Dentistry and Dental Hygiene, 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.

**DIVISION OF PROFESSIONAL REGULATION  
1770 Respiratory Care Advisory Council  
PUBLIC NOTICE**

The Respiratory Care Advisory Council of the Delaware Board of Medical Licensure and Discipline ("Council") in accordance with 24 **Del.C.** §1775(c) is proposing changes to Regulation 8.5.1.2 to clarify that a maximum number of eight (8) contact hours of continuing education may be obtained by taking courses in Basic Life Support (BLS), Advanced Cardiac Life Support (ACLS), Pediatric Advanced Life Support (PALS) and the Neonatal Resuscitation Program (NRP).

A public hearing will be held on March 14, 2012 at 3:00 p.m. in the second floor conference room B of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware where members of the public may offer comments. Anyone wishing to receive a copy of the proposed rules and regulations may obtain a copy from the Respiratory Care Advisory Council, 861 Silver Lake Blvd, Cannon Building, Suite 203, Dover, DE 19904. Persons wishing to submit written comments may forward the written comments to the Council at the above address. The final date to receive written comments will be at the public hearing.

Pursuant to 24 **Del.C.** §1775(c) the Council will consider forwarding the proposed regulations to the Board of Medical Licensure and Discipline for final approval following the public hearing.

**DIVISION OF PROFESSIONAL REGULATION  
1790 Acupuncture Advisory Council  
PUBLIC NOTICE**

Consistent with a recent statutory amendments providing for the licensure of Acupuncture Detoxification Specialists (ADS), the Acupuncture Advisory Council ("Council") of the Board of Medical Licensure and Discipline ("Board") in accordance with 24 **Del.C.** §1796(c) and 29 **Del.C.** Chapter 101, has developed and is proposing to recommend to the Board the approval of regulations regarding the practice of acupuncture detoxification using the National Acupuncture Detoxification Association (NADA) or equivalent organization's auricular point protocol in the State of Delaware. The proposed regulations clarify the provisions of 24 **Del.C.** §1799F regarding initial licensure, practice settings, renewal and demonstrating continued competency at the time of renewal.

A public hearing will be held on Thursday, April 19, 2012 at 3:15 p.m. in the second floor Conference Room C of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware where members of the public may offer comments. Anyone wishing to receive a copy of the proposed rules and regulations may obtain a copy from the Delaware Board of Medical

Licensure and Discipline, 861 Silver Lake Blvd, Cannon Building, Suite 203, Dover, DE 19904. Persons wishing to submit written comments may forward the written comments to the Board at the above address. The final date to receive written comments will be at the public hearing.

The Council may vote on whether to promulgate the proposed regulations subject to the approval of the Board immediately following the public hearing.

**15 DE Reg. 1199 (02/01/12)**