

## DEPARTMENT OF EDUCATION

The Department of Education will hold its monthly meeting on Thursday, June 21, 2007 at 1:00 p.m. in the Townsend Building, Dover, Delaware.

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### DEPARTMENT OF HEALTH AND SOCIAL SERVICES DIVISION OF MEDICAID AND MEDICAL ASSISTANCE NOTICE OF PUBLIC COMMENT PERIOD

#### Title XIX Medicaid State Plan Attachment 4.19-D Pediatric Nursing Facility Care Reimbursement

In compliance with the State's Administrative Procedures Act (APA - Title 29, Chapter 101 of the **Delaware Code**), and with 42 CFR §447.205, and under the authority of Title 31 of the **Delaware Code**, Chapter 5, Section 512, Delaware Health and Social Services (DHSS) / Division of Medicaid and Medical Assistance (DMMA) is proposing to amend the Title XIX Medicaid State Plan regarding pediatric nursing facility care reimbursement.

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 and Program Development Unit, Division of Medicaid and Medical Assistance, 1901 North DuPont Highway, P.O. Box 906, New Castle, Delaware 19720-0906 or by fax to 302-255-4425 (new fax number) by June 30, 2007.

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.

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### DIVISION OF MEDICAID AND MEDICAL ASSISTANCE NOTICE OF PUBLIC COMMENT PERIOD

#### Long Term Care Medicaid - Annuities

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 Medicaid and Medical Assistance (DMMA) is proposing to amend existing rules in the Division of Social Services Manual (DSSM) regarding the treatment of annuities provisions.

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 and Program Development Unit, Division of Medicaid and Medical Assistance, 1901 North DuPont Highway, P.O. Box 906, New Castle, Delaware 19720-0906 or by fax to 302-255-4425 (new fax number) by June 30, 2007.

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.

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### 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 512, Delaware Health and Social Services (DHSS) / Division of Social Services is proposing to amend food stamp program policies in the Division of Social Services Manual (DSSM) regarding verification changes.

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 and Development Unit, Division of Social Services, 1901 North Dopant Highway, P.O. Box 906, New Castle, Delaware 19720-0906 or by fax to (302) 255-4425 (new fax number) by June 30, 2007.

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.

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## **DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL**

### **DIVISION OF AIR AND WASTE MANAGEMENT**

**SAN # 2006-22**

#### **Title Of The Regulations:**

Amendment to Regulation No. 1138 **Emission Standards for Hazardous Air Pollutants for Source Categories**

#### **Brief Synopsis Of The Subject, Substance And Issues:**

Delaware adopted by reference the federal Maximum Achievable Control Technology (MACT) standards applicable to halogenated solvent degreasers (40 CFR Part 63 Subpart T) and aluminum sweat furnaces (40 CFR Part 63 Subpart RRR) into Regulation No. 38 on November 1, 2001 and June 1, 2003, respectively. When Delaware adopted these standards all sources subject to them were required to get a Title V operating permit. In December 2005, the EPA revised the Title V permitting requirements to permanently exempt the smaller area sources from having to obtain a Title V permit.

The purpose of this amendment to Subparts T and RRR of Regulation No. 38 is to be consistent with federal requirements by permanently exempting small area sources from Title V permitting requirements. These sources must still obtain air permits under Regulation 1102.

With this rulemaking, the Department will also amend Subparts T and RRR to be consistent with the Delaware Administrative Code format. The Department will also change from the adoption by reference format and provide the complete regulatory text. This latter change will eliminate the need for the public and regulated community to interpret the adopted federal standards and the changes made when the Department originally adopted these standards into Regulation No. 38.

#### **Notice Of Public Comment:**

Statements and testimony may be presented either orally or in writing at a public hearing to be held on Thursday, June 21, 2007 beginning at 6:00PM in the DNREC auditorium at the Richardson and Robbins Building, 89 Kings Highway, Dover DE. Interested parties may submit comments in writing to: Jim Snead, DNREC Air Quality Management Section, 715 Grantham Lane, New Castle, DE 19720.

#### **Prepared By:**

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April 11, 2007

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## **DEPARTMENT OF STATE**

### **DIVISION OF PROFESSIONAL REGULATION**

#### **3000 Board of Professional Counselors of Mental Health and Chemical Dependency Professionals PUBLIC NOTICE**

The Delaware Board of Mental Health and Chemical Dependency Professionals, in accordance with 29 Del.C. Chapter 101 and 24 Del.C. §3006(a)(1), proposes changes to its **Regulation 2.0** affecting the definition of Professional Counseling Experience. Specifically, the proposed changes clarify the definition of "Professional

Counseling Experience” for the benefit of prospective applicants.

A public hearing is scheduled for Thursday, June 27, 2007 at 12:00 noon in the second floor Conference Room A of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware 19904. The Board will receive and consider input in writing from any person concerning the proposed regulations. Written comments should be submitted to the Board care of Timothy E. Oswell at the above address. The final date to submit written comments will be at the public hearing. Anyone wishing to obtain a copy of the proposed regulations or to make comments at the public hearing should contact Timothy E. Oswell at the above address or by calling (302) 744-4530.

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

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

The Delaware Committee of Dietetics/Nutrition, in accordance with 24 **Del.C.** §3805(a)(1) has proposed changes to Rules 2.0 and 3.0 of its rules and regulations to allow for online renewal of certification and online attestation of completion of the required continuing professional education (CPE). The changes also revise the Committee’s audit process to provide for post-renewal audits for compliance with the CPE requirements. Finally, the proposed changes revise the two-year certification period to end on May 31 of odd-numbered years, beginning with the October 1, 2007 certification period.

A public hearing will be held on July 11, 2007, at 2:45 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 Committee 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 Committee at the above address. The final date to receive written comments will be at the public hearing.

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

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**DEPARTMENT OF TRANSPORTATION  
DIVISION OF TRANSPORTATION SOLUTIONS  
PUBLIC NOTICE**

**Revisions to the Delaware Manual on Uniform Traffic Control Devices**

Under Title 17 of the **Delaware Code**, Sections 134 and 141, as well as 21 **Delaware Code** Chapter 41, the Delaware Department of Transportation (DelDOT), is seeking to adopt a Delaware version of the Federal Manual on Uniform Traffic Control Devices (MUTCD). This proposed revision includes the Department's draft changes to Part 6 of the Federal MUTCD. The remaining portions of the MUTCD (Parts 1, 7, 8, and 9) will be reviewed and revised at a later date.

**Public Comment Period**

The Department will take written comments on the draft changes to the Delaware MUTCD from June 1, 2007 through June 3, 2007.

Copies of the Draft Delaware MUTCD can be obtained by reviewing or downloading a PDF copy at the following web address:

<http://regulations.delaware.gov/register/june2007/proposed/part6.pdf> **Manual on Uniform Traffic Control Devices (MUTCD) Part 6**

Questions or comments regarding this document should be directed to:

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Division of Transportation Solutions  
Delaware Department of Transportation  
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Smyrna, DE 19977  
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**10 DE Reg. xxxx (06/01/07)**

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