

# INDEPENDENT NEWSMEDIA INC. USA

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**State of Delaware:**

**County of Kent:**

Before me, a Notary Public, for the County and State aforesaid. Darel LaPrade, known to me to be such, who being sworn according to law deposed and says that he is the Publisher of **Delaware State News**, a daily newspaper published at Dover, County of Kent, and State of Delaware, and that the notice, a copy of which is hereto attached, as published in the **Delaware State News** in its issue of 08/28/22.

*Darel LaPrade*

Publisher  
Independent Newsmedia Inc. USA

Sworn to and subscribed before me this 28th Day of August, A.D., 2022



*Roxanne Brooks*

Notary Public



**DNREC- DIVISION OF AIR QUALITY  
LEGAL NOTICE  
Notice of Public Hearing**

The Department of Natural Resources and Environmental Control (DNREC), Division of Air Quality (DAQ) will conduct a virtual public hearing (Docket #2022-R-A-0001, #2022-R-A-0002 and #2022-R-A-0010) on Thursday, September 29, 2022 beginning at 6:00 p.m on the following:

**Docket #2022-R-A-0001:** Proposed amendments to 7 DE Admin. Code 1126 "Motor Vehicle Emissions Inspection Program," the purpose of which is to provide a model year exemption that expands the vehicle inspection program from five to seven years to align with Delaware Code; increase the applicability of the regulation to include vehicles that weigh 8,501 up to 14,000 pounds gross vehicle weight beginning with model year 2008 for the On-Board Diagnostic (OBD) test; modify the older vehicle testing requirements to include curb idle and gas cap tests for vehicles 1995 and older; include a phased-in schedule for the increase in the cost of repairs to obtain an emission waiver in Sussex County; and include language that prevents vehicle tampering. Hearing begins at 6:00 pm.

**Docket #2022-R-A-0002:** Proposed amendments to 7 DE Admin. Code 1131 "Low Enhanced Inspection and Maintenance Program – Kent and New Castle Counties," the purpose of which is to provide a model year exemption that expands the vehicle inspection program from five to seven years to align with Delaware Code; increase the applicability of the regulation to include vehicles that weigh 8,501 up to 14,000 pounds gross vehicle weight beginning with model year 2008 for the On-Board Diagnostic (OBD) test; modify the older vehicle testing requirements to include curb idle and gas cap tests for vehicles 1995 and older; and include language that prevents vehicle tampering. Hearing begins immediately following Docket #2022-R-A-0001 hearing.

**Docket #2022-R-A-0010:** Proposed amendments to the Delaware State Implementation Plan (SIP): "Low Enhanced Inspection and Maintenance Program; Plan for Implementation (PFI)," which is to amend Delaware's approved State Implementation Plan to align with 40 CFR 51. The proposed amendments establish consistent emissions testing requirements statewide as well as exempt the first seven model years of a vehicle pursuant to House Bill 246. The Department used the EPA's Motor Vehicle Emission Simulator (MOVES) to create the input/output files to estimate the emissions in the State Implementation Plan (SIP). The calculations demonstrate that emissions meet the Performance Standards. Hearing begins immediately following Docket #2022-R-A-0002.

The proposed amendments and SIP may be inspected online starting September 1, 2022 at [http://regulations.delaware.gov/services/current\\_issue.shtml](http://regulations.delaware.gov/services/current_issue.shtml) or by contacting Marvina Cephas, by phone at 302-739-9402 or by email [Marvina.Cephas@delaware.gov](mailto:Marvina.Cephas@delaware.gov).

The web link to the virtual hearing can be accessed through the DNREC Public Hearings site at <https://de.gov/dnrechearings>. If prompted for a password, please use: MVEIP. To access the audio-only portion of the virtual hearing, dial 1-408-418-9388 and enter the event code 2339 665 6055. Closed-captioning is available by request if made at least 7 days before the event.

Those wishing to offer verbal comments during DNREC public hearings must pre-register no later than noon of the date of the virtual hearing at <https://de.gov/dnrecomments> or by telephone at 302-739-9001.

The Department will accept public comment through the close of business on Friday, October 14, 2022. Comments will be accepted in written form via email to [DNRECHearingComments@delaware.gov](mailto:DNRECHearingComments@delaware.gov), or by using the online form at <https://de.gov/dnrecomments>, or by U.S. mail to the following address:

Theresa Newman, Hearing Officer  
DNREC – Office of the Secretary  
89 Kings Highway, Dover, DE 19901

**THIS IS THE ONLY TIME THIS NOTICE WILL APPEAR**  
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