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DNREC - DIVISION OF CLIMATE, COASTAL AND ENERGY

PUBLIC NOTICE

**PUBLIC HEARING: PROPOSED REGULATION FOR WAIVERS
OF NET METERING LIMITS FOR AGRICULTURAL USE
CUSTOMERS**

The Department of Natural Resources and Environmental Control (DNREC), Division of Climate, Coastal and Energy, will conduct a public hearing (Docket #2025-R-CCE-0001) on Wednesday, September 23, 2026, beginning at 6 p.m. to consider public comments on a proposed new regulation: *Issuance of Waivers of Net Metering Limits for Agricultural Use Customers* (7 DE Admin. Code 2106).

The purpose of the proposed regulation is to provide guidance to agricultural use customers wishing to install a customer-sited electric generation facility greater than 150 kilowatts (kw) under Delaware's net metering statute (26 Del.C. 1014(d)(1)). The statute requires the Department to promulgate regulations for waivers of the 150 kw limit for agricultural use customers that receive electric distribution service under a residential electric service tariff. The proposed regulation provides the process for an impacted agricultural use customer to submit a waiver request to DNREC and the process for appeals if the customer does not agree with the initial decision issued on the waiver request.

The web link to the virtual hearing is found on the DNREC website at <https://de.gov/dnrehearings>. If prompted, use Meeting ID: 833 6664 0780 and Passcode: 207374. To access the audio-only portion of the virtual hearing, dial 1-305-224-1968 and enter the Meeting ID and Passcode noted above. Language assistance is available by request within 10 business days of the hearing. Closed captioning is available via the Zoom virtual meeting tool.

Those wishing to offer verbal comments during DNREC virtual public hearings must pre-register no later than noon on the date of the virtual hearing at <https://de.gov/dnrecomments> or by telephone at 302-739-9001. The proposed regulation may be inspected online starting September 1, 2026 at <https://regulations.delaware.gov/register/current-issue>, or in person, by appointment only, by contacting Janet Redman, Division of Climate, Coastal and Energy, 100 W. Water Street, Dover, DE 19904, (302) 739-9409, or by email at Janet.Redman@delaware.gov.

The Department will accept public comment through the close of business on Thursday, October 8, 2026. Comments will be accepted in written form via email to DNRECHearingComments@delaware.gov, by using the online form at <https://de.gov/dnrecomments> or by U.S. mail to the following address:

Lisa Vest, Hearing Officer
DNREC — Office of the Secretary
89 Kings Highway, Dover, DE 19901

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8/31-NJ