



START ACTION NOTICE (SAN)

SAN # 2024-04

DOCKET # 2024-R-WH-0006

1. TYPE OF ACTION AND THE REGULATION NUMBER AND NAME:

Promulgation of a new regulation; DE Admin. Code 1376 Regulations Governing Screening and Reporting Level Tables.

2. PURPOSE OF ACTION:

The Division of Waste and Hazardous Substances (DWHS) is proposing to establish a new regulation to codify screening and reporting level tables to implement the requirements of 7 Del.C. Ch. 91. This regulation will provide screening and reporting level values for hazardous substances that are identified and quantified in accordance with 7 Del.C. § 9104 to protect public health, or welfare, or the environment.

3. STATUTORY BASIS: 7 Del.C. Ch. 91, § 9104, The Delaware Hazardous Substance Cleanup Act.

4. IS THIS PROPOSED REGULATORY ACTION REQUIRED AS A RESULT OF FEDERAL STATUTE OR REGULATION? IF SO, PROVIDE LINK TO FEDERAL MANDATE.

This proposed regulatory action is not required as a result of federal statute or regulation.

5. DATE OF MOST RECENT AMENDMENT/REVIEW (please indicate if review was pursuant to 29 Del.C. §10407): N/A

6. LIKELY AFFECTED PUBLIC: Potential Responsible Parties and Certified Brownfield Developers

7. PROPOSED SCHEDULE OF ACTIVITIES:

Complete proposed regulation: Spring 2024
Publication in Register: Summer 2024
Public Hearing: Fall 2024

8. REVIEW COMMITTEE:

DWHS – Remediation Staff, Hazardous Substances Cleanup Act Advisory Committee

9. RESPONSIBLE STAFF MEMBER (name, physical address, phone number and e-mail address):

Eileen M. Butler, 391 Lukens Drive, New Castle, DE 19720, 302-395-2520, Eileen.Butler@delaware.gov

10. APPROVALS:

Eileen M. Butler 2/28/24

Eileen M. Butler Date
Responsible Staff Member

Timothy Ratsep 3/7/24

Timothy Ratsep Date
Director, Division of Waste and Hazardous Substances

Shawn M. Garvin

For Shawn M. Garvin Date 04/10/24
Secretary