



START ACTION NOTICE # 2018-01

1. TYPE OF ACTION: Amend 7 DE Admin.Code 3900 Wildlife
2. PURPOSE OF ACTION: Compliance with the decision of the Delaware Supreme Court in *Bridgeville R&P Club v. DNREC* (Dec.7, 2017) that invalidated portions of the existing Regulations governing firearms. The emergency regulations promulgated on December 26, 2017 will be superseded by these regulations.
3. STATUTORY BASIS: These regulations are issued by the Secretary pursuant to the power conveyed by the General Assembly for DNREC to promulgate necessary regulations to protect wildlife, 7 Del.C. §103, and to “[e]stablish and promulgate such rules and regulations governing the administration and operation of the Department as may be deemed necessary by the Secretary and which are not inconsistent with the laws of this State”. 29 Del.C. §8003(7).
4. IS THIS PROPOSED REGULATORY ACTION REQUIRED AS A RESULT OF FEDERAL STATUTE OR REGULATION? IF SO, PROVIDE LINK TO FEDERAL MANDATE. N/A
5. DATE OF MOST RECENT REVIEW/AMENDMENT: Amended April 2016  
(Please indicate if review was pursuant to EO-36 OR HB 147)
6. LIKELY AFFECTED PUBLIC: Hunters and those wishing to carry firearms, and visitors concerned about the potential risk of harm from gunfire.
7. PROPOSED SCHEDULE OF ACTIVITIES:  
  
Public Hearing - March 2018  
  
Effective Date - June 2018
8. REVIEW COMMITTEE: None
9. RESPONSIBLE STAFF MEMBER: Dave Saveikis, Director  
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10. APPROVALS:

  
Shawn M. Garvin  
Secretary

  
Date