



START ACTION NOTICE

- 1. Type of Action:** Revise 7 DE Admin Code 1131, Low Enhanced Inspection and Maintenance Program
- 2. Purpose of Action:** On June 15, 2010 Delaware's governor signed SB 215 as presented by the 145th Delaware General Assembly. SB 215 provides an exception to Title 21 vehicle registration requirements for vehicles being driven by Delaware Emission Education Program ("DEEP") certified emission repair technicians during drive cycle testing. SB 215 also added to Title 7 a new section 6709, Permits for operation of motor vehicles during testing. Section 6709 provides for this vehicle registration exception to be administered by DNREC through the establishment of a new permitting program.

The purpose of this action is to update Regulation 1131 to establish the permitting program stipulated by SB 215. In addition the regulations format will be updated to conform with the style requirements of the Delaware Register of Regulations.

- 3. Statutory Basis:** 7 Del. C., Chapter 60, Environmental Control and 21 Del C., Chapter 21, Registration of Vehicles.
- 4. Likely Affected Public:** State and local police, Division of Motor Vehicles, Certified Emission Repair Technicians, and Auto Repair Facility Owners.
- 5. Proposed Schedule of Activities:**
 - Public hearing – November 2010,
 - Adoption – January 2011
 - Effective Date – 1/11/2011
- 6. Review Committee:** The Department plans to establish a review committee consisting of representatives from the Likely Affected Public identified in 4. above in order to provide for discussion and input prior to the Department's developing and releasing the draft amendment for public comment. The Department believes that the holding of a public hearing will provide adequate opportunity for public education, review, and comment.

7. Responsible Staff Member:

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8. Approvals:

Responsible Staff Member	Date	Division Director	Date
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