



STATE OF DELAWARE
STATE COUNCIL FOR PERSONS WITH DISABILITIES
Margaret M. O'Neill Bldg., Suite 1, Room 311
410 Federal Street
Dover, Delaware 19901
302-739-3621

The Honorable John Carney
Governor

John McNeal
SCPD Director

MEMORANDUM

DATE: January 31, 2018

TO: Ms. Lisa Vest, Hearing Officer
Department of Natural Resources & Environmental Control

FROM: Ms. Jamie Wolfe, Chairperson
State Council for Persons with Disabilities

RE: 21 DE Reg. 554 [Department of Natural Resources Proposed Regulation Regarding Amendment to 7 DE Administrative Code 1363 Boiler Inspections (1/1/18)]

The State Council for Persons with Disabilities (SCPD) has reviewed the Department of Natural Resources' proposal to amend its regulation regarding Boiler Safety. The proposed regulation was published as 21 DE Reg. 554 in the January 1, 2018 issue of the Register of Regulations.

Briefly, the new regulation would require building owners to have the boiler inspected by an outside technician in addition to adding significant affirmative obligations of their own regarding maintenance. The regulation covers public spaces, such as churches, businesses, schools as well as some housing. This bill has the potential to impact many individuals with disabilities. This regulation would impact individuals who live in multifamily apartment dwellings where more than six units are served by a boiler. (Councils may recall a very unfortunate and fatal carbon monoxide incident that killed four tenants in 2016 caused by a faulty boiler pipe.) Consequently, individuals who live in larger apartment buildings would potentially be positively impacted by this regulatory change.

Although it would be preferable for this regulation to be more broadly applicable, the SCPD is endorsing this proposed regulation as improving safety for individuals with disabilities and other members of the public.

Thank you for your consideration and please contact SCPD if you have any questions regarding our position and observations on the proposed regulation.

cc: Ms. Laura Waterland, Esq.
Governor's Advisory Council for Exceptional Citizens
Developmental Disabilities Council

21reg554 dnrec boiler inspections 1-31-18