

**567—73.32(109,455B) Agency action concerning an unsafe dam.** After completion of the procedures in 73.30(109,455B), the department shall issue an initial decision which may order remedial work depending on the degree and imminence of hazard caused by the unsafe condition. Remedial work may include draining of the impoundment or removal of any structure determined to constitute a public nuisance. Procedures for appealing an initial decision are the procedures in 567—70.6(455B). If the initial decision requires emergency remedial work to abate an imminent danger of failure which would cause significant public damages as defined in 567—Chapter 70, the director may request the assistance of the attorney general to seek an appropriate judicial order compelling performance of emergency remedial work.