

567—111.8(455J) Evaluation outcomes.

111.8(1) If the department determines that the annual report adequately demonstrates compliance with the requirements of Iowa Code section 455J.3, the planning or service area shall remain designated as an EMS and shall continue to be qualified for the incentives set forth in Iowa Code section 455J.5.

111.8(2) If the department determines that the annual report clearly demonstrates that the planning or service area's EMS is no longer in compliance with Iowa Code section 455J.3, the department may recommend to the environmental protection commission the revocation of the EMS designation. If the commission concurs with the department's recommendation, the planning or service area shall adhere to the comprehensive planning requirements in 567—Chapter 101.

111.8(3) Failure by a planning or service area to submit an annual report by September 1 in any year will result in revocation of the EMS designation, following which the planning or service area shall adhere to the comprehensive planning requirements in 567—Chapter 101.

[ARC 0041C, IAB 3/21/12, effective 4/25/12; ARC 3736C, IAB 4/11/18, effective 5/16/18]