

567—44.10(455B) Department review and approval of projects.

44.10(1) *Project initiation conference.* The department may require a project initiation meeting with an applicant or the applicants' representative.

44.10(2) *Required project information.*

a. An applicant seeking financial assistance from the DWSRF for a construction project must provide the following information to the director for review and approval:

(1) A complete construction permit application pursuant to 567—Chapters 41 and 43, including plans and specifications, consistent with the IUP and the approved preliminary engineering report submitted pursuant to 44.7(3);

(2) A complete description of the planned project, including the construction requirements necessary to complete the project as proposed;

(3) The latest engineering cost estimate for the project; and

(4) A demonstration of the applicant's ability to provide the necessary legal, institutional, managerial, and financial capability to complete the project.

b. Those portions of projects not meeting eligibility requirements may be excluded from the funded project, but included in the submitted plans and specifications if the applicant chooses to keep the loan-ineligible part of the project as part of the overall system improvement. Ineligible portions of projects include but are not limited to dams, water rights, monitoring costs, operation and maintenance expenses, projects designed primarily in anticipation of speculative growth, and projects needed primarily for fire protection.

44.10(3) *Department review.* Departmental review requirements shall consist of the following:

a. Upon review and approval of construction projects submitted as required under 567—44.7(455B) and the plans and specifications as required under 44.10(2), and following a determination that the project meets the applicable requirements of the SDWA, federal regulations, Iowa statutes, and relevant portions of this chapter, the director shall approve the project in writing.

b. If there is an alteration (change order) to a project after the director approves the project, the eligible applicant must request, in writing, an amended department approval. The director shall review the request and proposed project alteration (change order) and, upon a determination that the project meets the applicable SDWA requirements, federal regulations, the August 7, 2000, DWSRF: Interim Final Rule (40 CFR Part 35, Subpart L), program guidance, Iowa statutes, and relevant portions of this chapter, the director shall approve the project as amended.

c. If the project is not approved, the director shall notify the applicant in writing of the reason for disapproval.

[ARC 9198C, IAB 5/14/25, effective 6/18/25]