

567—44.9(455B) Intended use plan (IUP).

44.9(1) *Development.* The director shall prepare an IUP at least annually and on a quarterly basis as needed. The IUP will be subject to a public hearing and approved by the commission and EPA.

44.9(2) *Contents.* The IUP will identify the anticipated uses of loan funds and will include:

a. The state project priority list (defined in rule 567—44.8(455B)) that includes all projects that are eligible for DWSRF loans. The list will comply with 40 CFR §35.3555;

b. Discussion of the long-term and short-term DWSRF goals;

c. Information on the types of activities to be supported by the DWSRF, including requests for planning and design loans and any proposed activities eligible for assistance under set-aside authority of the SDWA;

d. The method by which the IUP may be amended; and

e. Assurances on how the state intends to meet environmental review requirements of the SDWA.

44.9(3) *Eligibility.* The department will consider the following in developing the list of eligible recipients for inclusion in the IUP:

a. Whether a project will be ready to proceed on a schedule consistent with time requirements for outlay of funds; and

b. Whether the project addresses the need upon which the system's priority is based.

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