

**761—40.3(321) Recovery of damages.** The department:

**40.3(1)** Will investigate to determine the person(s) responsible for the damages.

**40.3(2)** Will summarize the repair or replacement costs and submit the claim to the person(s) responsible for the damage.

**40.3(3)** May seek recovery through civil court action.

**40.3(4)** Will deposit the collections for recovery of damages in the primary road fund.

[ARC 9264C, IAB 5/14/25, effective 6/18/25]