

**761—201.3(473) Eligibility.**

**201.3(1) Applicant.** An applicant is an individual, partnership, firm, company, cooperative, corporation, association or governmental entity and is the proposed recipient of financial assistance. The applicant shall have, where applicable, authority from its board of directors or other governing body to seek financial assistance for the proposed pilot project, to enter into a commitment to repay any loan awarded, to pledge any security offered for the loan, and to proceed with the pilot project if the requested financial assistance is granted.

**201.3(2) Pilot project.** A pilot project is eligible for financial assistance if it meets all of the following conditions:

*a.* It is a specific plan for a new intermodal transportation facility or for the improvement, restoration, conservation, repair, rehabilitation or expansion of an existing intermodal transportation facility.

*b.* It is a site, a structure, or equipment that accomplishes or aids in the transfer of freight from one mode of transportation to another, including but not limited to ports, terminals, freight distribution centers, intermodal rolling stock, bulk-breaking facilities, and loading facilities.

*c.* It is located within Iowa. An eligible pilot project may involve freight and equipment which travels beyond Iowa, provided that any permanently located facility is located within Iowa.

*d.* It complies with Iowa Code section 473.11 and with 10 CFR section 420.12.

**201.3(3) Costs.**

*a. All projects.* All costs of the pilot project are eligible except the following:

(1) Preparation of the application.

(2) Acquisition of land, a building or structure or any interest therein.

(3) Conducting or purchasing equipment to conduct research, development or demonstration of conservation techniques or technologies not commercially available.

*b. Nondemonstration projects.* The following are additional prohibited costs for a pilot project which is not a demonstration project:

(1) Construction.

(2) Construction or repair of buildings or structures.

(3) Purchase or installation of equipment or materials for energy conservation building retrofits or weatherization.

(4) Purchase of office supplies, library materials, or equipment in excess of 20 percent of project costs.

*c. Demonstration projects.* A demonstration project is not subject to the additional cost prohibitions in paragraph 201.3(3)“b.” For example, demonstration projects may include costs for construction and equipment purchases.