

567—12.1(455K) General.

12.1(1) Scope. This chapter sets forth rules governing voluntary disclosure of environmental noncompliance discovered as a result of an environmental self-audit conducted by or on behalf of a facility owner or operator under provisions of Iowa Code chapter 455K.

12.1(2) Definitions. As used in this chapter, the following terms shall have the following meanings:

“*Act*” means the environmental audit privilege and immunity Act, 1998 Iowa Acts, chapter 1109.

“*Department*” means the Iowa department of natural resources.

“*Disclosure of violation*” means the notice or disclosure made by a person to the department promptly upon discovery of a violation as a result of an environmental audit.

“*Environmental audit*” means a voluntary evaluation of a facility or operation, of an activity at a facility or operation, or of an environmental management system at a facility or operation, when the facility, operation, or activity is regulated under state or federal environmental laws, rules or permit conditions, conducted by an owner or operator, an employee of the owner or operator, or an independent contractor retained by an owner or operator that is designed to identify historical or current noncompliance with environmental laws, rules, ordinances, or permit conditions, discover environmental contamination or hazards, remedy noncompliance or improve compliance with environmental laws, or improve an environmental management system.

“*Environmental audit report*” means a document or set of documents generated and developed for the primary purpose and in the course of or as a result of conducting an environmental audit.

“*Notice of audit*” means the notice an owner or operator provides to the department before the owner or operator begins an environmental audit.

“*Owner or operator*” means the person or entity who caused the environmental audit to be undertaken.

“*Request for extension*” means a letter requesting an extension of the time period allowed for the completion of an environmental audit.