

Clean Water State Revolving Fund EO10 Fact Sheet
Summary of Proposed Changes for Chapters 90, 91, 92, 93

Changes to All Rules: Chapters 90, 91, 92, 93

- Removed or updated out of date addresses and application correspondence information
- Replaced repeated terms with acronyms e.g. Clean Water Act replaced with CWA
- Combined Chapters 90, 91, 92, and 93
- Consolidated the Statutory authority, Purpose, Scope of Title, and General Policy sections from Chapters 90 to 93 into new Statutory authority, Purpose, and General Policy sections in Chapter 90
- Combined Chapter 90 is numbered with the following structure:
 - 567—90.1(455B) Statutory authority.
 - 567—90.2(455B) Purpose.
 - 567—90.3(455B) General policy.
 - 567—90.4(455B) Definitions.
 - 567—90.5(455B) Forms.
 - 567—90.6-90.9(455B) Reserved.

 - 567—90.10(455B) Intended use plan (IUP) preparation.
 - 567—90.11(455B) IUP contents.
 - 567—90.12-90.19(455B) Reserved.

 - 567—90.20(455B) Point source project procedures.
 - 567—90.21(455B) Point source project requirements.
 - 567—90.22(455B) Project priority rating system.
 - 567—90.23-90.29(455B) Reserved.

 - 567—90.30(455B,466) Nonpoint source (NPS) project procedures - onsite wastewater system assistance linked-deposit program (OSWAP).
 - 567—90.31(455B) NPS project procedures - livestock water quality linked-deposit program (LWQP).
 - 567—90.32(455B) NPS project procedures - local water protection project linked-deposit program (LWPP).
 - 567—90.33(455B) NPS project procedures - stormwater linked-deposit program requirements.
 - 567—90.34(455B) NPS project procedures - general loan program.

Changes to Chapter 90 – Definitions

- Renamed Chapter 90 “Clean Water State Revolving Fund”; all CWSRF rules are not in Chapter 90
- Deleted definitions not used in Chapters 90, 91, 92, or 93 (e.g. “Financial agent”, “Fundable applicant”)
- Added definitions for “Energy conservation”, “Iowa Wastewater Facilities Design Standards” and “Private sewage disposal system”
- Simplified the definition of “Eligible project” by reducing redundant explanations of eligible nonpoint source projects and redundant listing of Project Categories
- Revised the term Project Type to Project Category to be consistent with usage in new 90.22, Project priority rating, and new 90.3, NPS project procedures - general loan program
- Deleted redundant language in Project Categories descriptions
- Clarified which project categories are considered “Stormwater management program categories” and “Nonpoint source (NPS) Project Categories”
 - Category VI describes Grey infrastructure as used in the new 90.22, Project priority rating system.
 - Categories VI B-D, VII A-K and Category XII describe Nonpoint Source Project Categories as used in new 90.34, NPS project procedures - general loan program

Changes to Chapter 91 – Criteria for Ranking Projects for the Clean Water Act State Revolving Fund

- Chapter 91 will be repealed and replaced with new combined Chapter 90
- Replaced the term “set-aside” with “funds reserved for the program” as that more accurately reflects how funds are budgeted for POTW and non-point programs
- Updated “Use and Classifications” table to accurately reflect current scoring system
- Updated “Indication of Water Quality” table to accurately reflect current designated uses as describe in CWA section 305(b)
- Updated table with use support level of designated uses (Fully supported, Not supported, Not Assessed)
- Updated Project Category table. Also see **Chapter 90 – Definitions** revisions above
 - Added Energy Conservation to more accurately reflect current EPA eligibility and reporting project categories
 - Moved ranking criteria for Nonpoint Project Categories VI B-D, VII A-K and Category XII to new 90.34, NPS project procedures - general loan program

Changes to Chapter 92 – Clean Water State Revolving Fund

- Chapter 92 will be repealed and replaced with new combined Chapter 90
- Removed redundant descriptions of IUP development and content
- Consolidated the current Chp 92 sections Administration, Program funding, Decisions, and Project Determination and moved to new rule 90.3 General Policy
- Consolidated current Chp 92 content to 2 rules
 - 90.10, Intended use plan (IUP) preparation and
 - 90.11, IUP contents
- Moved description of nonpoint source program fund administration to new 90.3(2) Project funding and new 90.3(5) Project determination
- Deleted “Contingency list” because when necessary it is incorporated into the Project Priority List

Changes to Chapter 93 – Nonpoint Source Pollution Control Programs

- Chapter 93 will be repealed and replaced with new combined Chapter 90
- Replaced “linked-deposit set-aside” with “linked-deposit program” as that more accurately reflects how funds are budgeted for linked-deposit programs
- Onsite wastewater system assistance program (OSWAP) updates
 - Replaced the term “Onsite wastewater treatment system” with “private sewage disposal system (PSDS)” to be consistent with Chapter 69
 - Removed requirements that the OSWAP application include a project cost estimate, proposed construction schedule, and a discussion of existing and potential problems in the current treatment system
 - Removed requirement that the IUP include a list of counties qualified to participate in the OSWAP program
 - Clarified a requirement that prior to submitting an application for an OSWAP linked-deposit loan the eligible entity must demonstrate appropriate permitting from the county in which the PSDS is located
- Livestock water quality linked-deposit program (LWQP) updates
 - Added purpose statement
- Local water protection project linked-deposit program (LWPP) updates
 - Added purpose statement
- Added a description of the Stormwater linked-deposit program
- General Nonpoint Source program (GNS) updates
 - Expect future updates to 90.34(2)“c” for Eligible Projects that will better reflect example projects that meet program goals and objectives
 - Moved the description of how GNS projects would be ranked against all other projects on the PPL based on the Project Category score from the point source ranking criteria to the nonpoint source rules
 - Described circumstances under which additional nonpoint scoring criteria in the IUP would be used