

**7380.0422 INTENDED USE PLAN.**

Subpart 1. **Adoption of intended use plan.** The authority shall, after providing for public notice and comment, annually adopt an intended use plan that describes the intended uses of the amounts in the fund in a particular fiscal year. The intended use plan shall identify:

A. projects listed in the fundable range on the prior year's intended use plan that met the application requirements in part 7380.0425 and were certified by the Pollution Control Agency as provided in part 7077.0281 but did not receive a loan award;

B. new projects meeting the eligibility requirements in subpart 2 which are in the fundable range as determined under subpart 3;

C. the base discount for interest rates on loans; and

D. the other eligible activities to be funded as provided in the act and Minnesota Statutes, section 446A.07, and the amounts to be allocated for each.

Subp. 2. **Eligibility.** To be eligible for placement on the intended use plan:

A. the project must be listed on the project priority list maintained by the Pollution Control Agency as provided in part 7077.0115; and

B. the applicant must submit a written request to the authority for placement on the intended use plan that includes:

(1) a brief description of the project for which financial assistance is sought;

(2) a project cost estimate and the requested loan amount; and

(3) a project schedule indicating that the project will proceed in the fiscal year for which the intended use plan is being prepared.

Subp. 3. **Fundable range.** Eligible projects shall be listed on the intended use plan in order of their priority on the project priority list maintained by the Pollution Control Agency as provided in part 7077.0115, beginning first with the projects identified in subpart 1, item A, and, secondly, with the projects meeting the requirements in subpart 1, item B. The authority shall identify the fundable range based on the amount determined to be available for loans.

Subp. 4. **Amendments to intended use plan.** If the authority determines that sufficient funds are available and projects meet the eligibility criteria in subpart 2, the authority has the option to amend the intended use plan to place additional projects in the fundable range.

**Statutory Authority:** *MS s 446A.07; 446A.081; 446A.11*

**History:** *32 SR 321*

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