

136D.9 Penalties.

1. The department may impose a civil penalty not to exceed one thousand dollars on a person who violates a provision of [this chapter](#), a rule adopted or order issued under [this chapter](#), or a term, condition, or limitation of a registration certificate issued pursuant to [this chapter](#), or who commits a violation for which a registration certificate may be revoked under rules issued pursuant to [this chapter](#). Each day of continuing violation constitutes a separate offense in computing the civil penalty. However, the maximum civil penalty for a continuing violation shall not exceed five thousand dollars.

2. The department shall notify a person of the intent to impose a civil penalty against the person. The department shall establish the notification process to include an opportunity for the person to respond in writing, within a reasonable time as the department shall establish by rule, regarding reasons why the civil penalty should not be imposed.

3. The department may compromise, mitigate, or refund a civil penalty imposed under [this section](#). A person upon whom a civil penalty is imposed may appeal the action pursuant to [chapter 17A](#). The department shall remit moneys collected from civil penalties to the treasurer of the state who shall deposit the moneys in the general fund of the state.

[2012 Acts, ch 1113, §30](#)