

**481—30.10(17A,137C,137F) Denial, suspension, or revocation of a license to operate.** Notice of denial, suspension or revocation of a license will be provided by the department and shall be effective 30 days after mailing or personal service of the notice.

**30.10(1) Immediate suspension of license.** To the extent not inconsistent with Iowa Code chapters 17A, 137C, and 137F and rules adopted pursuant to those chapters, chapter 8 of the Food Code shall be adopted for food establishments. The department or contractor may immediately suspend a license in cases of an imminent health hazard. The procedures of Iowa Code section 17A.18A and Food Code chapter 8 shall be followed in cases of an imminent health hazard. The appeal process in rule 481—30.11(10A,137C,137F) is available following an immediate suspension. The department may immediately suspend the license of a food processing plant or hotel if an imminent health hazard finding is made and the procedures of Iowa Code section 17A.18A are followed.

**30.10(2) Criminal offense—conviction of license holder.**

- a.* The department may revoke the license of a license holder who:
- (1) Conducts an activity constituting a criminal offense in the licensed food establishment; and
  - (2) Is convicted of a felony as a result.
- b.* The department may suspend or revoke the license of a license holder who:
- (1) Conducts an activity constituting a criminal offense in the licensed food establishment; and
  - (2) Is convicted of a serious misdemeanor or aggravated misdemeanor as a result.
- c.* A certified copy of the final order or judgment of conviction or plea of guilty shall be conclusive evidence of the conviction of the license holder.
- d.* The department's decision to revoke or suspend a license may be contested by the adversely affected party pursuant to the provisions of rule 481—30.11(10A,137C,137F).

This rule is intended to implement Iowa Code chapters 17A, 137C and 137F.

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