

House File 2536

H-8214

1 Amend House File 2536 as follows:

2 1. Page 1, by striking lines 24 and 25 and inserting <The
3 authority shall provide written notice to the person stating
4 the reason for the prohibition. The person may dispute the
5 authority's determination in writing within thirty-five days
6 of receiving the notice. The authority shall refer a dispute
7 to the department of inspections, appeals, and licensing
8 for a contested case hearing under chapter 17A before an
9 administrative law judge. Notwithstanding chapter 17A, the
10 authority shall bear the burden to demonstrate by clear and
11 convincing evidence that one or more of the circumstances
12 provided in subsection 1 is applicable to the person, the
13 administrative law judge shall issue a decision no later than
14 ninety days from the date of the referral of the dispute unless
15 otherwise agreed to by the parties, and the decision shall
16 be considered final agency action. Notwithstanding section
17 17A.19, subsection 7, judicial review of the administrative
18 law judge's decision shall be tried de novo, additional
19 discovery shall be permitted subject to the Iowa rules of civil
20 procedure, and additional evidence shall be admissible subject
21 to the rules of evidence. Upon conclusion of the period for
22 any appeals, the authority>

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