

*Wap & Meare 2/25*  
*To Pass 3/6 (p. 737)*

*Reprinted 3/26*

FILED FEB 12 1980

SENATE FILE 2189

By COMMITTEE ON COMMERCE  
*Approved 2/7 (p. 415)*  
(FORMERLY SENATE STUDY BILL 2063)

Passed Senate, Date 3-25-80 (p. 1065) Passed House, Date \_\_\_\_\_

Vote: Ayes 40 Nays 6 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved May 13, 1980

### A BILL FOR

1 An Act amending chapter five hundred thirty-three B (533B)  
2 of the Code, relating to the sale of traveler's checks  
3 and similar instruments.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SENATE FILE 2189

S-5357

- 1 Amend Senate File 2189 as follows:
- 2 1. Page 2, by striking lines 19 through 21 and
- 3 inserting in lieu thereof the following: "application
- 4 for a license or license renewal. Any change in locations,
- 5 agents or other representatives shall be reported
- 6 on a quarterly basis."

S-5357 FILED  
MARCH 12, 1980

BY EDGAR H. HOLDEN

*Adopted 3/25 (p. 1065)*

SENATE FILE 2189

S-5387

- 1 Amend Senate File 2189 as follows:
- 2 1. Page 4, by striking lines 24 through 26.

S-5387 FILED  
MARCH 14, 1980

BY EDGAR H. HOLDEN  
BOB RUSH

*Adopted 3/25 (p. 1065)*

1 Section 1. Section five hundred thirty-three B point one  
2 (533B.1), Code 1979, is amended to read as follows:

3 533B.1 PERMISSION FROM SUPERINTENDENT OF BANKING. No  
4 A person shall not engage in the business of selling written  
5 instruments for the transmission or payment of money, whether  
6 in the form of checks, drafts, money orders, travelers checks  
7 or otherwise, unless such the person has been issued a license  
8 by the superintendent of banking. A person is not eligible  
9 to receive or retain a license under this chapter unless the  
10 person's net worth is at all times at least twenty-five  
11 thousand dollars as shown by financial statements satisfactory  
12 to the superintendent of banking and such unless the person  
13 has deposited and at all times keeps on deposit with the  
14 superintendent of banking ~~fifty-thousand-dollars~~ in the form  
15 of cash or securities satisfactory to the superintendent of  
16 banking or any combination of these, the sum of fifty thousand  
17 dollars plus an additional one thousand dollars for each  
18 office or agent from or through which the person engages in  
19 business under this chapter, provided that the maximum deposit  
20 required of a person under this section shall not exceed two  
21 hundred thousand dollars. However, the superintendent of  
22 banking may at his or her option accept a surety bond in the  
23 sum-of-fifty-thousand-dollars of equivalent value in the form  
24 satisfactory to him the superintendent and issued by a surety  
25 company acceptable to him the superintendent in lieu of such  
26 the required deposit. Such The deposit or bond shall be for  
27 the protection of purchasers or holders of instruments sold  
28 by such-person the licensee, and the superintendent or any  
29 aggrieved party may enforce claims on such instruments against  
30 such the deposit or bond. Simultaneously-with-the-making  
31 of-such-deposit-or-delivery-of-such-bond-and-annually  
32 thereafter-each-such-person-shall-pay-to-the-superintendent  
33 of-banking-an-annual-fee-of-one-hundred-dollars.

34 The annual fee for a license issued under this chapter  
35 shall be the sum of one hundred fifty dollars plus an

1 additional five dollars for each location in this state at  
2 which business is conducted through agents or employees of  
3 the licensee. The annual license fee shall be paid to the  
4 superintendent of banking at the time the person submits an  
5 application for a license or an application for annual renewal  
6 of the license. If the licensee gives notice to the  
7 superintendent of the opening of a new business location,  
8 as required under section five hundred thirty-three B point  
9 two (533B.2) of the Code, the licensee shall submit payment  
10 of the required additional fee at the time of giving notice.

11 Sec. 2. Section five hundred thirty-three B point two  
12 (533B.2), Code 1979, is amended by adding the following new  
13 unnumbered paragraph:

14 NEW UNNUMBERED PARAGRAPH. Each licensee shall give notice  
15 to the superintendent of banking of the business name and  
16 business location of each office, agent or other representative  
17 through which instruments are sold under this chapter. This  
18 notice shall be given at the time the licensee submits an  
19 application for a license or license renewal, and at any other  
20 time there is a change in locations, agents or other  
21 representatives.

22 Sec. 3. Section five hundred thirty-three B point four  
23 (533B.4), Code 1979, is amended by adding the following new  
24 unnumbered paragraph:

25 NEW UNNUMBERED PARAGRAPH. As used in this chapter  
26 "superintendent" or "superintendent of banking" means either  
27 the superintendent of banking or a person designated by the  
28 superintendent of banking.

29 Sec. 4. Chapter five hundred thirty-three B (533B), Code  
30 1979, is amended by adding the following new section:

31 NEW SECTION. EXAMINATION. The superintendent may  
32 investigate at any time the business of a person licensed  
33 under this chapter, and the superintendent may examine the  
34 books, records, accounts and files pertaining to business  
35 conducted under the authority of this chapter. The

1 superintendent may require annual reports of licensees under  
2 this chapter, and may require such additional reports from  
3 a licensee as the public interest may require. The  
4 superintendent may accept an opinion audit conducted by a  
5 certified public accountant in lieu of an investigation or  
6 examination performed by the department of banking.

7 If an investigation or examination is performed by the  
8 department of banking under this section the licensee shall  
9 pay to the superintendent a fee which is equal to the cost  
10 of the investigation or examination, as determined by the  
11 superintendent according to a cost schedule promulgated by  
12 administrative rule. A licensee shall pay the fee not later  
13 than thirty days following receipt of notice of the fee.  
14 A fee shall not be charged for the submission of an annual  
15 report required of all licensees.

16 Sec. 5. Chapter five hundred thirty-three B (533B), Code  
17 1979, is amended by adding the following new section:

18 NEW SECTION. TERMINATION OF LICENSE.

19 1. The superintendent may suspend or revoke a license  
20 issued under this chapter after notice and opportunity for  
21 hearing if the superintendent finds any of the following  
22 conditions to exist:

23 a. The licensee has failed to pay fees when due.

24 b. The licensee has failed to maintain the deposit or  
25 bond required under this chapter.

26 c. The licensee has failed to comply with an order,  
27 decision or finding of the superintendent made under this  
28 chapter.

29 d. The licensee has violated a provision of this Act,  
30 and the violation is detrimental to the public interest.

31 e. A fact or condition exists which, had it existed at  
32 the time of application for a license, would have disqualified  
33 the person from licensure under this chapter.

34 2. A licensee is entitled to ten day's advance notice  
35 of a hearing to be held for the purpose of considering the

1 suspension or revocation of the license, except that the  
2 superintendent may immediately suspend a license pending a  
3 hearing if the superintendent has reasonable grounds to believe  
4 that the public interest would be substantially harmed if  
5 the licensee were to continue doing business pending the  
6 conclusion of the hearing.

7 3. A licensee under this chapter may surrender the license  
8 by delivering a written notice of surrender to the  
9 superintendent.

10 4. A voluntary or involuntary termination of a license  
11 under this section shall not affect civil or criminal liability  
12 of the licensee for acts or omissions occurring prior to  
13 termination of the license, and shall not exonerate the deposit  
14 or bond from any claims arising prior to the effective date  
15 of termination. Termination of a license does not entitle  
16 the licensee to any refund of fees. The superintendent may  
17 pursuant to administrative rule withhold release of the deposit  
18 of a licensee following termination of a license for a  
19 reasonable period of time as necessary to assure satisfaction  
20 of outstanding claims.

21 Sec. 6. Chapter five hundred thirty-three B (533B), Code  
22 1979, is amended by adding the following new section:

23 NEW SECTION. RULES.

5387  
24 1. The superintendent may promulgate rules pursuant to  
25 chapter seventeen A (17A) of the Code for the administration  
26 and enforcement of this chapter.

27 2. The superintendent may promulgate rules pursuant to  
28 chapter seventeen A (17A) of the Code regulating the business  
29 practices of licensees under this chapter to the extent that  
30 the rules are reasonably necessary to protect the purchasers  
31 or holders of instruments sold by licensees under this chapter.

32 Sec. 7. This Act takes effect as provided by law. However,  
33 with respect to persons who are licensed under this chapter  
34 on the effective date of this Act the license fee, deposit,  
35 bonding and reporting provisions of this Act are not

1 enforceable until the expiration of sixty days after the  
2 effective date of this Act or until the existing licensee  
3 seeks to renew a license under chapter five hundred thirty-  
4 three B (533B) of the Code, whichever first occurs.

5 EXPLANATION

6 This bill amends chapter 533B of the Code which regulates  
7 persons, other than banks and credit unions, who engage in  
8 the business of selling traveler's checks and similar  
9 instruments. This bill is recommended by the superintendent  
10 of banking who has the duty to enforce the chapter.

11 The bill adds some new provisions which give the  
12 superintendent greater powers to protect buyers and holders  
13 of traveler's checks.

14 Section 1 clarifies the annual licensure requirement,  
15 modifies the deposit or bonding requirement, and increases  
16 the license fee in some cases.

17 Section 2 requires a licensee to give notice of all business  
18 locations and all changes in business locations.

19 Section 3 defines superintendent to include banking  
20 department employees who are designated by the superintendent  
21 to administer the chapter.

22 Section 4 authorizes the superintendent to examine licensees  
23 and to require annual reports and special reports.

24 Section 5 establishes conditions and procedures for the  
25 voluntary or involuntary termination of a license.

26 Section 6 authorizes the superintendent to adopt procedural  
27 and substantive administrative rules.

28 Section 7 provides that the new fee, deposit, banking and  
29 reporting requirements of the bill do not apply to existing  
30 licensees until sixty days after the effective date or until  
31 a license renewal date, whichever first occurs. This enables  
32 existing licensees to make arrangements necessary to achieve  
33 compliance.

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SENATE FILE 2189

FISCAL NOTE

DATE: FEBRUARY 18, 1980

REQUESTED BY: SENATOR HOLDEN

In compliance with a written request received February 11, 1980, there is hereby submitted a Fiscal Note for Senate File 2189 pursuant to Joint Rule 16. Background information used in developing this Fiscal Note is available from the Legislative Fiscal Bureau, to members of the Legislature upon request.

~~S.F. 2189~~, An Act amending chapter five hundred thirty-three B (533B) of the Code, relating to the sale of traveler's checks and similar instruments.

This bill amends chapter 533B of the Code which regulates persons, other than banks and credit unions, who engage in the business of selling traveler's checks and similar instruments.

	FY 1980-81		
	<u>Current Law</u>	<u>S.F. 2189</u>	<u>Incr. (Decr.)</u>
License Fees	\$ 900	8,350	7,450
Operating Expenses	<u>1,600</u>	<u>4,800</u>	<u>3,200</u>
TOTAL REVENUE	\$( 700)	3,550	<u>4,250</u>

SOURCE: DEPARTMENT OF BANKING

FILED:  
FEBRUARY 19, 1980

BY GERRY RANKIN, DIRECTOR  
LEGISLATIVE FISCAL BUREAU

See Commerce 3/28  
Amend per 5799 & Do Pass 4/1 (p. 1309)

SENATE FILE 2189

By COMMITTEE ON COMMERCE

(AS AMENDED AND PASSED BY THE SENATE MARCH 25, 1980)

Re Passed Senate, Date 4/5/80 (p. 144.0) Passed House, Date 4/10/80 (p. 149.3)

Vote: Ayes 43 Nays 1 Vote: Ayes 93 Nays 0

Approved May 13, 1980

## A BILL FOR

1 An Act amending chapter five hundred thirty-three B (533B)  
2 of the Code, relating to the sale of traveler's checks  
3 and similar instruments.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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**—————** = New Language  
by the Senate

\* = Language Stricken  
by the Senate

1 Section 1. Section five hundred thirty-three B point one  
2 (533B.1), Code 1979, is amended to read as follows:

3 533B.1 PERMISSION FROM SUPERINTENDENT OF BANKING. ~~No~~  
4 A person shall not engage in the business of selling written  
5 instruments for the transmission or payment of money, whether  
6 in the form of checks, drafts, money orders, travelers checks  
7 or otherwise, unless such the person has been issued a license  
8 by the superintendent of banking. A person is not eligible  
9 to receive or retain a license under this chapter unless the  
10 person's net worth is at all times at least twenty-five  
11 thousand dollars as shown by financial statements satisfactory  
12 to the superintendent of banking and such unless the person  
13 has deposited and at all times keeps on deposit with the  
14 superintendent of banking ~~fifty-thousand-dollars~~ in the form  
15 of cash or securities satisfactory to the superintendent of  
16 banking or any combination of these, the sum of fifty thousand  
17 dollars plus an additional one thousand dollars for each  
18 office or agent from or through which the person engages in  
19 business under this chapter, provided that the maximum deposit  
20 required of a person under this section shall not exceed two  
21 hundred thousand dollars. However, the superintendent of  
22 banking may at his or her option accept a surety bond ~~in the~~  
23 ~~sum-of-fifty-thousand-dollars~~ of equivalent value in the form  
24 satisfactory to him the superintendent and issued by a surety  
25 company acceptable to him the superintendent in lieu of such  
26 the required deposit. Such The deposit or bond shall be for  
27 the protection of purchasers or holders of instruments sold  
28 by such-person the licensee, and the superintendent or any  
29 aggrieved party may enforce claims on such instruments against  
30 such the deposit or bond. ~~Simultaneously-with-the-making~~  
31 ~~of-such-deposit-or-delivery-of-such-bond-and-annually~~  
32 ~~thereafter-each-such-person-shall-pay-to-the-superintendent~~  
33 ~~of-banking-an-annual-fee-of-one-hundred-dollars.~~

34 The annual fee for a license issued under this chapter  
35 shall be the sum of one hundred fifty dollars plus an

1 additional five dollars for each location in this state at  
2 which business is conducted through agents or employees of  
3 the licensee. The annual license fee shall be paid to the  
4 superintendent of banking at the time the person submits an  
5 application for a license or an application for annual renewal  
6 of the license. If the licensee gives notice to the  
7 superintendent of the opening of a new business location,  
8 as required under section five hundred thirty-three B point  
9 two (533B.2) of the Code, the licensee shall submit payment  
10 of the required additional fee at the time of giving notice.

11 Sec. 2. Section five hundred thirty-three B point two  
12 (533B.2), Code 1979, is amended by adding the following new  
13 unnumbered paragraph:

14 NEW UNNUMBERED PARAGRAPH. Each licensee shall give notice  
15 to the superintendent of banking of the business name and  
16 business location of each office, agent or other representative  
17 through which instruments are sold under this chapter. This  
18 notice shall be given at the time the licensee submits an  
19 application for a license or license renewal. Any change  
20 in locations, agents or other representatives shall be reported  
21 on a quarterly basis.

22 Sec. 3. Section five hundred thirty-three B point four  
23 (533B.4), Code 1979, is amended by adding the following new  
24 unnumbered paragraph:

25 NEW UNNUMBERED PARAGRAPH. As used in this chapter  
26 "superintendent" or "superintendent of banking" means either  
27 the superintendent of banking or a person designated by the  
28 superintendent of banking.

29 Sec. 4. Chapter five hundred thirty-three B (533B), Code  
30 1979, is amended by adding the following new section:

31 NEW SECTION. EXAMINATION. The superintendent may  
32 investigate at any time the business of a person licensed  
33 under this chapter, and the superintendent may examine the  
34 books, records, accounts and files pertaining to business  
35 conducted under the authority of this chapter. The

1 superintendent may require annual reports of licensees under  
2 this chapter, and may require such additional reports from  
3 a licensee as the public interest may require. The  
4 superintendent may accept an opinion audit conducted by a  
5 certified public accountant in lieu of an investigation or  
6 examination performed by the department of banking.

7 If an investigation or examination is performed by the  
8 department of banking under this section the licensee shall  
9 pay to the superintendent a fee which is equal to the cost  
10 of the investigation or examination, as determined by the  
11 superintendent according to a cost schedule promulgated by  
12 administrative rule. A licensee shall pay the fee not later  
13 than thirty days following receipt of notice of the fee.  
14 A fee shall not be charged for the submission of an annual  
15 report required of all licensees.

16 Sec. 5. Chapter five hundred thirty-three B (533B), Code  
17 1979, is amended by adding the following new section:

18 NEW SECTION. TERMINATION OF LICENSE.

19 1. The superintendent may suspend or revoke a license  
20 issued under this chapter after notice and opportunity for  
21 hearing if the superintendent finds any of the following  
22 conditions to exist:

23 a. The licensee has failed to pay fees when due.

24 b. The licensee has failed to maintain the deposit or  
25 bond required under this chapter.

26 c. The licensee has failed to comply with an order,  
27 decision or finding of the superintendent made under this  
28 chapter.

29 d. The licensee has violated a provision of this Act,  
30 and the violation is detrimental to the public interest.

31 e. A fact or condition exists which, had it existed at  
32 the time of application for a license, would have disqualified  
33 the person from licensure under this chapter.

34 2. A licensee is entitled to ten day's advance notice  
35 of a hearing to be held for the purpose of considering the

1 suspension or revocation of the license, except that the  
2 superintendent may immediately suspend a license pending a  
3 hearing if the superintendent has reasonable grounds to believe  
4 that the public interest would be substantially harmed if  
5 the licensee were to continue doing business pending the  
6 conclusion of the hearing.

7 3. A licensee under this chapter may surrender the license  
8 by delivering a written notice of surrender to the  
9 superintendent.

10 4. A voluntary or involuntary termination of a license  
11 under this section shall not affect civil or criminal liability  
12 of the licensee for acts or omissions occurring prior to  
13 termination of the license, and shall not exonerate the deposit  
14 or bond from any claims arising prior to the effective date  
15 of termination. Termination of a license does not entitle  
16 the licensee to any refund of fees. The superintendent may  
17 pursuant to administrative rule withhold release of the deposit  
18 of a licensee following termination of a license for a  
19 reasonable period of time as necessary to assure satisfaction  
20 of outstanding claims.

5799-21 Sec. 6. Chapter five hundred thirty-three B (533B), Code  
22 1979, is amended by adding the following new section:

23 NEW SECTION. RULES.

\* 24 1. The superintendent may promulgate rules pursuant to  
25 chapter seventeen A (17A) of the Code regulating the business  
26 practices of licensees under this chapter to the extent that  
27 the rules are reasonably necessary to protect the purchasers  
28 or holders of instruments sold by licensees under this chapter.

29 Sec. 7. This Act takes effect as provided by law. However,  
30 with respect to persons who are licensed under this chapter  
31 on the effective date of this Act the license fee, deposit,  
32 bonding and reporting provisions of this Act are not  
33 enforceable until the expiration of sixty days after the  
34 effective date of this Act or until the existing licensee  
35 seeks to renew a license under chapter five hundred thirty-

1 three B (533B) of the Code, whichever first occurs.

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SENATE FILE 2189

10 H-5799

11 1 Amend Senate File 2189, as amended, passed and  
12 2 reprinted by the Senate, as follows:  
13 3 1. Page 4, line 17, by striking the words "pursuant  
14 4 to administrative rule".  
15 5 2. Page 4, by striking lines 21 through 28.

16 H-5799 FILED BY COMMITTEE ON COMMERCE  
17 APRIL 1, 1980 SCHROEDER, Chair  
*Adopted 4/10 (p. 1493)*

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HOUSE AMENDMENT TO SENATE FILE 2189

21  
22 S-5723

23 1 Amend Senate File 2189, as amended, passed and  
24 2 reprinted by the Senate, as follows:  
25 3 1. Page 4, line 17, by striking the words "pursuant  
26 4 to administrative rule".  
27 5 2. Page 4, by striking lines 21 through 28.

28 S-5723 FILED RECEIVED FROM THE HOUSE  
29 APRIL 14, 1980 *Senate concurred 4/15 (p. 1449)*

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SENATE FILE 2189

AN ACT

AMENDING CHAPTER FIVE HUNDRED THIRTY-THREE B (533B) OF THE CODE, RELATING TO THE SALE OF TRAVELER'S CHECKS AND SIMILAR INSTRUMENTS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section five hundred thirty-three B point one (533B.1), Code 1979, is amended to read as follows:

533B.1 PERMISSION FROM SUPERINTENDENT OF BANKING. No A person shall not engage in the business of selling written instruments for the transmission or payment of money, whether in the form of checks, drafts, money orders, travelers checks or otherwise, unless such the person has been issued a license by the superintendent of banking. A person is not eligible to receive or retain a license under this chapter unless the person's net worth is at all times at least twenty-five thousand dollars as shown by financial statements satisfactory to the superintendent of banking and such unless the person has deposited and at all times keeps on deposit with the superintendent of banking fifty-thousand-dollars in the form of cash or securities satisfactory to the superintendent of banking or any combination of these, the sum of fifty thousand dollars plus an additional one thousand dollars for each office or agent from or through which the person engages in business under this chapter, provided that the maximum deposit required of a person under this section shall not exceed two

hundred thousand dollars. However, the superintendent of banking may at his or her option accept a surety bond in-the sum-of-fifty-thousand-dollars of equivalent value in the form satisfactory to him the superintendent and issued by a surety company acceptable to him the superintendent in lieu of such the required deposit. Such The deposit or bond shall be for the protection of purchasers or holders of instruments sold by such-person the licensee, and the superintendent or any aggrieved party may enforce claims on such instruments against such the deposit or bond. Simultaneously-with-the-making of-such-deposit-or-delivery-of-such-bond-and-annually thereafter-each-such-person-shall-pay-to-the-superintendent of-banking-an-annual-fee-of-one-hundred-dollars.

The annual fee for a license issued under this chapter shall be the sum of one hundred fifty dollars plus an additional five dollars for each location in this state at which business is conducted through agents or employees of the licensee. The annual license fee shall be paid to the superintendent of banking at the time the person submits an application for a license or an application for annual renewal of the license. If the licensee gives notice to the superintendent of the opening of a new business location, as required under section five hundred thirty-three B point two (533B.2) of the Code, the licensee shall submit payment of the required additional fee at the time of giving notice.

Sec. 2. Section five hundred thirty-three B point two (533B.2), Code 1979, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Each licensee shall give notice to the superintendent of banking of the business name and business location of each office, agent or other representative through which instruments are sold under this chapter. This notice shall be given at the time the licensee submits an application for a license or license renewal. Any change in locations, agents or other representatives shall be reported on a quarterly basis.

Sec. 3. Section five hundred thirty-three B point four (533B.4), Code 1979, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. As used in this chapter "superintendent" or "superintendent of banking" means either the superintendent of banking or a person designated by the superintendent of banking.

Sec. 4. Chapter five hundred thirty-three B (533B), Code 1979, is amended by adding the following new section:

NEW SECTION. EXAMINATION. The superintendent may investigate at any time the business of a person licensed under this chapter, and the superintendent may examine the books, records, accounts and files pertaining to business conducted under the authority of this chapter. The superintendent may require annual reports of licensees under this chapter, and may require such additional reports from a licensee as the public interest may require. The superintendent may accept an opinion audit conducted by a certified public accountant in lieu of an investigation or examination performed by the department of banking.

If an investigation or examination is performed by the department of banking under this section the licensee shall pay to the superintendent a fee which is equal to the cost of the investigation or examination, as determined by the superintendent according to a cost schedule promulgated by administrative rule. A licensee shall pay the fee not later than thirty days following receipt of notice of the fee. A fee shall not be charged for the submission of an annual report required of all licensees.

Sec. 5. Chapter five hundred thirty-three B (533B), Code 1979, is amended by adding the following new section:

NEW SECTION. TERMINATION OF LICENSE.

1. The superintendent may suspend or revoke a license issued under this chapter after notice and opportunity for hearing if the superintendent finds any of the following conditions to exist:

a. The licensee has failed to pay fees when due.

b. The licensee has failed to maintain the deposit or bond required under this chapter.

c. The licensee has failed to comply with an order, decision or finding of the superintendent made under this chapter.

d. The licensee has violated a provision of this Act, and the violation is detrimental to the public interest.

e. A fact or condition exists which, had it existed at the time of application for a license, would have disqualified the person from licensure under this chapter.

2. A licensee is entitled to ten day's advance notice of a hearing to be held for the purpose of considering the suspension or revocation of the license, except that the superintendent may immediately suspend a license pending a hearing if the superintendent has reasonable grounds to believe that the public interest would be substantially harmed if the licensee were to continue doing business pending the conclusion of the hearing.

3. A licensee under this chapter may surrender the license by delivering a written notice of surrender to the superintendent.

4. A voluntary or involuntary termination of a license under this section shall not affect civil or criminal liability of the licensee for acts or omissions occurring prior to termination of the license, and shall not exonerate the deposit or bond from any claims arising prior to the effective date of termination. Termination of a license does not entitle the licensee to any refund of fees. The superintendent may withhold release of the deposit of a licensee following termination of a license for a reasonable period of time as necessary to assure satisfaction of outstanding claims.

Sec. 6. This Act takes effect as provided by law. However, with respect to persons who are licensed under this chapter on the effective date of this Act the license fee, deposit, bonding and reporting provisions of this Act are not enforceable until the expiration of sixty days after the

effective date of this Act or until the existing licensee seeks to renew a license under chapter five hundred thirty-three B (533B) of the Code, whichever first occurs.

---

TERRY E. BRANSTAD  
President of the Senate

---

WILLIAM H. HARBOR  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2189, Sixty-eighth General Assembly.

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FRANK J. STORK  
Secretary of the Senate

Approved May 13, 1980

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ROBERT D. RAY  
Governor

S.F. 2189