

CHAPTER 1107**REFUND OF MOBILE HOME PARK LICENSE FEE***H.F. 2454*

AN ACT relating to the refund of fees when a mobile home park license is denied, revoked, or suspended.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 135D.5, unnumbered paragraph 3, Code 1981, is amended to read as follows:

When the application is received by the state department of health, ~~it the department shall~~ promptly cause the mobile home park and appurtenances thereto to be inspected. ~~When such the inspection and report has been made and the state department of health finds that all requirements of this chapter and such conditions of health and safety as the state department of health may require have been met by the applicant, the state department of health shall forthwith issue such the annual primary license in the name of the state. The department shall not refund the fee if the department denies the license pursuant to section 135D.8.~~

Sec. 2. Section 135D.17, Code 1981, is amended to read as follows:

135D.17 REVOCATION AND SUSPENSION OF LICENSE. ~~Any~~ A license granted hereunder shall be is subject to revocation or suspension by a the district court of proper authority and jurisdiction, and the state department of health shall first serve or cause to be served a written notice specifying a way or ways in which said the licensee has failed to comply with the chapter, or any special rules promulgated adopted by the state department of health pertaining thereto. Said The notice shall direct the licensee to remove or abate such the nuisance, or unsanitary or objectionable condition specified in said the notice within five days, or within such a reasonable period of time or extended period of time as may be reasonably allowed by the complaining officer. If the licensee fails to comply with the terms and conditions of said the notices, within the time specified or such extended period or a period of time, the complaining officer may require the county attorney of the county in which such the violation occurred to start a civil action to remove or abate such the nuisance, or unsanitary, unhealthful, or objectionable condition as complained of, in the court of proper authority and jurisdiction of the city or county in the name of the state of Iowa, and if the licensee is found guilty a decision may be entered by the court to revoke or suspend such the license. The department shall not refund the fee pursuant to section 135D.5 if the license is revoked or suspended.

Approved April 30, 1982