

53-11-118 Grounds for denial of license -- Appeal.

- (1) The board may deny a license application or a license renewal if the applicant has:
 - (a) committed an act that, if committed by a licensee, would be grounds for probation, suspension, or revocation of a license under this chapter;
 - (b) employed as a bail recovery agent or bail recovery apprentice employee or contract employee a person who has been refused a license under this chapter or who has had a license revoked in any state;
 - (c) committed, or aided and abetted the commission of, any act for which a license is required by this chapter, while not licensed under this chapter; or
 - (d) knowingly made a material misstatement in connection with an application for a license or renewal of a license under this chapter.
- (2) The issuance of an identification card shall be denied to an applicant if the applicant fails to meet the required licensure qualifications.
- (3)
 - (a) The denial of the issuance of a license under this chapter shall be in writing and describe the basis for the denial.
 - (b) The board's denial shall inform the applicant in writing that if the applicant desires a hearing to contest the denial, the applicant shall submit a request in writing to the commissioner within 30 days after the issuance of the denial.
 - (c) The hearing shall be scheduled not later than 60 days after receipt of the request.
- (4) The commissioner shall hear the appeal, and may:
 - (a) return the case to the board for reconsideration;
 - (b) modify the board's decision; or
 - (c) reverse the board's decision.
- (5) Decisions of the commissioner are subject to judicial review pursuant to Section 63G-4-402.

Amended by Chapter 382, 2008 General Session