

193F—8.15(543D) Civil penalties. Factors the board may consider when determining whether and in what amount to assess civil penalties include:

1. Whether other forms of discipline are being imposed for the same violation;
2. Whether the amount imposed will be a substantial economic deterrent to the violation;
3. The circumstances leading to the violation;
4. The severity of the violation and the risk of harm to the public;
5. The economic benefits gained by the appraiser as a result of the violation;
6. The interest of the public;
7. Evidence of reform or remedial action;
8. Time elapsed since the violation occurred;
9. Whether the violation is a repeat offense following a prior cautionary letter, disciplinary order, or other notice of the nature of the infraction;
10. The clarity of the issue involved;
11. Whether the violation was willful and intentional;
12. Whether the appraiser acted in bad faith;
13. The extent to which the appraiser cooperated with the board;
14. Whether the appraiser practiced appraising with a lapsed, suspended or revoked certificate or registration.