

Senate File 567 - Introduced

SENATE FILE 567
BY COMMITTEE ON LABOR AND
BUSINESS RELATIONS

(SUCCESSOR TO SSB 1112)

A BILL FOR

1 An Act relating to disqualifications from holding certain
2 professional licenses for persons convicted of certain
3 felonies.

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

1 Section 1. Section 103.6, subsection 1, Code 2019, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. e. Adopt rules to identify which felonies
4 are violent or sexual in nature. Conviction of such a felony
5 shall be grounds for denial, revocation, or suspension of a
6 license.

7 Sec. 2. Section 103.9, Code 2019, is amended by adding the
8 following new subsection:

9 NEW SUBSECTION. 3. Conviction of a felony that is violent
10 or sexual in nature shall be grounds for denial, revocation, or
11 suspension of a license. Conviction for any other felony shall
12 not be grounds for denial, revocation, or suspension.

13 Sec. 3. Section 103.10, Code 2019, is amended by adding the
14 following new subsection:

15 NEW SUBSECTION. 6. Conviction of a felony that is violent
16 or sexual in nature shall be grounds for denial, revocation, or
17 suspension of a license. Conviction for any other felony shall
18 not be grounds for denial, revocation, or suspension.

19 Sec. 4. Section 103.12, Code 2019, is amended by adding the
20 following new subsection:

21 NEW SUBSECTION. 6. Conviction of a felony that is violent
22 or sexual in nature shall be grounds for denial, revocation, or
23 suspension of a license. Conviction for any other felony shall
24 not be grounds for denial, revocation, or suspension.

25 Sec. 5. Section 103.12A, Code 2019, is amended by adding the
26 following new subsection:

27 NEW SUBSECTION. 4. Conviction of a felony that is violent
28 or sexual in nature shall be grounds for denial, revocation, or
29 suspension of a license. Conviction for any other felony shall
30 not be grounds for denial, revocation, or suspension.

31 Sec. 6. Section 103.13, Code 2019, is amended by adding the
32 following new subsection:

33 NEW SUBSECTION. 4. Conviction of a felony that is violent
34 or sexual in nature shall be grounds for denial, revocation, or
35 suspension of a license. Conviction for any other felony shall

1 not be grounds for denial, revocation, or suspension.

2 Sec. 7. Section 103.15, Code 2019, is amended by adding the
3 following new subsection:

4 NEW SUBSECTION. 7. Conviction of a felony that is violent
5 or sexual in nature shall be grounds for denial, revocation, or
6 suspension of a license. Conviction for any other felony shall
7 not be grounds for denial, revocation, or suspension.

8 Sec. 8. Section 103.35, subsection 5, Code 2019, is amended
9 by striking the subsection.

10 Sec. 9. Section 105.10, Code 2019, is amended by adding the
11 following new subsection:

12 NEW SUBSECTION. 5. The board shall adopt rules to identify
13 which felonies are violent or sexual in nature. Conviction
14 of such a felony shall be grounds for denial, revocation, or
15 suspension of a license.

16 Sec. 10. Section 105.18, subsection 1, Code 2019, is amended
17 to read as follows:

18 1. *General qualifications.* The board shall adopt, by rule,
19 general qualifications for licensure. ~~The board may consider~~
20 ~~the past felony record of an applicant only if the felony~~
21 ~~conviction relates to the practice of the profession for which~~
22 ~~the applicant requests to be licensed.~~ References may be
23 required as part of the licensing process.

24 Sec. 11. Section 105.22, subsection 4, Code 2019, is amended
25 to read as follows:

26 4. Conviction of a felony ~~related to the profession or~~
27 ~~occupation of the licensee or the conviction of any felony~~
28 ~~that would affect the licensee's ability to practice within~~
29 the profession that is violent or sexual in nature shall be
30 grounds for denial, revocation, or suspension of a license.
31 Conviction of any other felony shall not be grounds for
32 denial, revocation, or suspension. A copy of the record of
33 conviction or plea of guilty shall be conclusive evidence of
34 such conviction.

35 Sec. 12. NEW SECTION. **904.707 Apprenticeship programs —**

1 limitations.

2 An inmate shall not be enrolled in an apprenticeship program
3 if the inmate would be unable to obtain a necessary license to
4 practice the profession to which the apprenticeship relates due
5 to the inmate's conviction of a felony.

6 EXPLANATION

7 The inclusion of this explanation does not constitute agreement with
8 the explanation's substance by the members of the general assembly.

9 This bill relates to restrictions on certain professional
10 licenses for persons convicted of felonies. The bill prohibits
11 the electrical examining board and the plumbing and mechanical
12 systems board from denying a professional license to a person
13 on the basis of a felony conviction unless the felony was
14 violent or sexual in nature.

15 The bill also prohibits the department of corrections from
16 enrolling an inmate in an apprenticeship program if the inmate
17 would be unable to obtain a necessary license to practice the
18 profession due to the inmate's conviction of a felony.