

**Senate File 567 - Reprinted**

SENATE FILE 567  
BY COMMITTEE ON LABOR AND  
BUSINESS RELATIONS

(SUCCESSOR TO SSB 1112)

(As Amended and Passed by the Senate March 18, 2019)

**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. The board may grant an exception for a person who  
7 would otherwise be denied a license due to conviction of a  
8 felony that is violent or sexual in nature, provided that there  
9 is an extenuating circumstance that justifies the exemption.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

15     NEW SUBSECTION. 5. The board shall adopt rules to identify  
16 which felonies are violent or sexual in nature. Conviction  
17 of such a felony shall be grounds for denial, revocation, or  
18 suspension of a license. The board may grant an exception  
19 for a person who would otherwise be denied a license due to  
20 conviction of a felony that is violent or sexual in nature,  
21 provided that there is an extenuating circumstance that  
22 justifies the exemption.

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

25     1. *General qualifications.* The board shall adopt, by rule,  
26 general qualifications for licensure. ~~The board may consider~~  
27 ~~the past felony record of an applicant only if the felony~~  
28 ~~conviction relates to the practice of the profession for which~~  
29 ~~the applicant requests to be licensed.~~ References may be  
30 required as part of the licensing process.

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

33     4. Conviction of a felony ~~related to the profession or~~  
34 ~~occupation of the licensee or the conviction of any felony~~  
35 ~~that would affect the licensee's ability to practice within~~

1 ~~the profession~~ that is violent or sexual in nature shall be  
2 grounds for denial, revocation, or suspension of a license.  
3 Conviction of any other felony shall not be grounds for  
4 denial, revocation, or suspension. A copy of the record of  
5 conviction or plea of guilty shall be conclusive evidence of  
6 such conviction.

7 Sec. 12. NEW SECTION. 904.707 **Apprenticeship programs —**  
8 **limitations.**

9 An inmate shall not be enrolled in an apprenticeship program  
10 if the inmate would be unable to obtain a necessary license to  
11 practice the profession to which the apprenticeship relates due  
12 to the inmate's conviction of a felony. Prior to enrolling  
13 an inmate in an apprenticeship program, the department of  
14 corrections shall receive written confirmation from the  
15 appropriate licensing board that the inmate would be able to  
16 receive a necessary license to practice the profession to which  
17 the apprenticeship relates if it appears to the department that  
18 the inmate may be disqualified from receiving such a license.