

Recommended Sanctions used to determine length of time that must pass before an applicant can re-apply for licensure

Date of Conviction	1	2	3	4	5	6	7	8	9	10
Gross Misdemeanor - Property										
Gross Misdemeanor - Person										
C/Felony – Property										
C/Felony - Person										
B/Felony - Property										
B/Felony - Person										
A/Felony										

Date of Order	1	2	3	4	5	6	7	8	9	10
A/Felony										
Sex Offenders – Never issued										
Misrepresentation										
Failure to Respond										

The above represents a suggested guideline in establishing requests for sanctions after a finding to deny in a Brief Administrative Procedure. Most final orders are expressed in the manner of “the respondent has no right to re-apply until _____;” rather than a specified time frame. Two points of time were selected as a beginning point in establishing sanctions, from the date of conviction and the date of the final order.

Date of conviction was used as a beginning date for sanctions for gross misdemeanor offenses, “C,” “B,” and “A” class felonies as displayed above and range from six to ten years.

The date of the order was used as a beginning date for sanctions regarding misrepresentation and represents four years. The date of the order would represent a finding by the Hearing Officer of a violation of administrative law with the four year no right to re-apply sanction imposed from the date of the final order.

The date of the order was used as a beginning date for sanctions regarding failure to respond to the Request for Information and represents one year. The date of the order would represent a finding by the Hearing Officer of a violation of administrative law with the one year no right to re-apply sanction imposed from the date of the final order.

If a sanction is imposed for a criminal conviction and there is misrepresentation on the application for licensure, the recommended sanction would represent the greatest amount of time for a single violation. sanctions would be concurrent and not consecutive.

Individual instances of several past offenses or serious offenses outside established time frames, but constitute a propensity to re-offend, will be considered on a case to case basis.