

List of Criminal Offenses Directly Relating to the Real Property Appraiser Profession

In accordance with 2020 Iowa Acts, House File 2627, section 29, subsection 2 (to be codified at Iowa Code section 272C.15(2)), the Iowa Real Estate Appraiser Examining Board (“Board”) “list[s] . . . the [following] convictions that may disqualify an applicant from receiving a license[,] [which offenses] directly relate[] to the duties and responsibilities of the profession.” This list may also be considered by the Board in determining whether a conviction may be grounds for the revocation or suspension of a license, or imposition of other discipline, although inclusion of a conviction on this list is not a prerequisite to such action.

1. Per Se Disqualifying Offenses. Any crime involving deception, dishonesty, damage to or disregard for the property of others, or disregard for the safety of others shall be deemed directly and substantially related to the practice of real property appraising and the duties and responsibilities of the profession, including but not limited to the following specific convictions:

a. Crimes of Dishonesty:

- i. Generally Iowa Code Chapters 81, 711, 713, 714, 715, 720, 722:
 1. Wrongful use, wrongful disclosure, tampering of DNA (Iowa Code ch. 81)
 2. Bribery and/or corruption (Iowa Code ch. 722)
 3. Robbery and Extortion (Iowa Code ch. 711)
 4. Burglary (Iowa code ch. 713)
 5. Thefts, Frauds, and related offenses (Iowa Code ch. 714)
 6. Insurance Fraud Presenting False Information (Iowa Code § 507E)
 7. Forgery, Identity Theft, and Related Fraudulent Criminal acts (Iowa Code ch. 715A)
 8. Aggravated Theft (Iowa code § 714.3A)
 9. Removal of Theft detection Device (Iowa Code § 714.7B)
 10. Telecommunications Service Provider Fraud (Iowa Code § 714D)
 11. Computer Spyware Protection (Iowa Code ch. 715)
 12. Foreclosure Consultant Violation (Iowa Code ch. 714E)
 13. Foreclosure Reconveyances Violation (Iowa Code ch. 714F)
 14. Falsifying Certificates of Authenticity or False Representation (Iowa Code ch. 715B)
 15. Identity Theft by breach of security (Iowa Code ch. 715C)
 16. Perjury, Tampering, False Representation, Malicious Prosecution, and Interference with Judicial Acts (Iowa Code ch. 720)
- ii. Other Crimes involving element of dishonesty:
 1. Solicitation (Iowa Code ch. 705)
 2. Conspiracy (Iowa Code ch. 706)
 3. Ongoing Criminal Conduct (Iowa Code ch. 706A)
 4. Money Laundering (Iowa Code ch. 706B)
 5. Obstruction of Justice and Interference with Official Acts (Iowa Code ch. 719)
 6. Official Misconduct Iowa Code ch. 721

- b. *Crimes involving Damage to or Disregard for the Property of others:*
 - i. Damage and Trespass to Property (Iowa Code ch. 716):
 - 1. Unauthorized Computer Access (Iowa Code § 716.6B)
 - 2. Trespass (Iowa Code § 716.8)
- c. *Crimes involving the Safety of Others:*
 - i. Violent Offenses (Iowa Code Chs. 702, 707)
 - 1. Homicide (Iowa Code ch. 707)
 - 2. Forcible Felony (Iowa Code § 702.11)
 - 3. Homicide by Vehicle (Iowa Code § 707.6A)
 - 4. Attempted Murder (Iowa Code § 707.11)
 - 5. Assault (Iowa Code ch. 708)
 - 6. Terrorism (Iowa Code ch. 708A)
 - 7. Domestic Abuse (Iowa Code ch. 708A)
 - 8. Hate Crimes (Iowa Code ch. 708C)
 - 9. Willful Injury (Iowa Code § 708.4)
 - 10. Harassment (Iowa Code § 708.7)
 - 11. Stalking (Iowa Code § 708.11)
 - 12. Disarming a Peace Officer of Dangerous Weapon (Iowa Code § 708.12)
 - 13. Kidnapping and related offenses (Iowa Code ch. 710)
 - 14. Human Trafficking (Iowa Code ch. 710A)
 - 15. Robbery and Extortion (Iowa Code ch. 711)
 - 16. Arson (Iowa Code ch. 712)
- d. Any convictions in this or any other jurisdiction that are similar in nature, or which are comprised of similar elements, as it relates to the above-identified convictions.

2. Other Disqualifying Offenses. The following convictions may be considered directly and substantially related to the practice of real property appraising and the duties and responsibilities of the profession where the surrounding facts and circumstances establish a nexus to deception, dishonesty, damage to or disregard for the property of others, or disregard for the safety of others.

- a. *Drug Offenses:*
 - i. Manufacture, Delivery, Possession of Controlled Substances (Iowa Code § 124.401(1))
 - ii. Distribution of Ephedrine (Iowa Code § 124.401(3))
 - iii. Possession of with Intent to Manufacture Controlled Substance (Iowa Code § 124.401(4)(a-r))
 - iv. Unlicensed Distribution of Prescription Drugs (Iowa Code ch. 155A)

- v. Prohibited Acts regarding Drugs, Devices, and Cosmetics (Iowa Code ch. 126)
- vi. Theft of Pseudoephedrine (Iowa Code § 714.7C)

b. Sex Offenses:

- i. Failure to Register as a Sex Offender (Iowa Code § 692A.111)
- ii. Commitment as a Sexually Violent Predator (Iowa Code ch. 229A)
- iii. Sexual Motivation (Iowa Code § 708.15)
- iv. Sex Abuse (Iowa Code ch. 709)
- v. Sexually Motivated Offenses (Iowa Code ch. 726)
- vi. Obscenity (Iowa Code ch. 728)

c. Miscellaneous Offenses:

- i. Administering Harmful Substances (Iowa Code § 708.5)
- ii. Unauthorized Placement of Global Positioning Device (Iowa Code § 708.11A)
- iii. Criminal Transmission of Contagious or Infectious Disease (Iowa Code ch. 709D)
- iv. Offenses Against the Government (Iowa Code ch. 718)
- v. Nonsupport violations (Iowa Code ch. 726)
- vi. Firearm and Weapon Offenses (Iowa Code ch. 724)

- d. Any convictions in this or any other jurisdiction that are similar in nature, or which are comprised of similar elements, as it relates to the above-identified convictions.*