
TITLE 878 HOME INSPECTORS LICENSING BOARD

Final Rule
LSA Document #23-42

DIGEST

Adds [878 IAC 1-6](#) concerning convictions of concern and related provisions, implementing [IC 25-1-1.1-6](#). Effective 30 days after filing with the publisher.

[878 IAC 1-6](#)

SECTION 1. [878 IAC 1-6](#) IS ADDED TO READ AS FOLLOWS:

Rule 6. Convictions of Concern

[878 IAC 1-6-1](#) Scope

Authority: [IC 25-1-1.1-6](#); [IC 25-20.2-3-8](#)

Affected: [IC 25-1-1.1-6](#)

Sec. 1. This rule implements [IC 25-1-1.1-6](#) regarding convictions of concern, which may disqualify an individual for licensure, and includes in section 4 of this rule an explicit list of crimes that may disqualify an individual from receiving a license.

(Home Inspectors Licensing Board; [878 IAC 1-6-1](#); filed Oct 6, 2023, 2:30 p.m.: [20231101-IR-878230042FRA](#))

[878 IAC 1-6-2](#) Issuance of license

Authority: [IC 25-1-1.1-6](#); [IC 25-20.2-3-8](#)

Affected: [IC 25-1-1.1-6](#)

Sec. 2. An applicant for licensure who has a conviction of concern may still be granted a license based on the criteria stated in [IC 25-1-1.1-6\(h\)](#).

(Home Inspectors Licensing Board; [878 IAC 1-6-2](#); filed Oct 6, 2023, 2:30 p.m.: [20231101-IR-878230042FRA](#))

[878 IAC 1-6-3](#) Authority to issue license on probation

Authority: [IC 25-1-1.1-6](#); [IC 25-20.2-3-8](#)

Affected: [IC 25-1-1.1-6](#); [IC 25-1-11-19](#)

Sec. 3. This rule and [IC 25-1-1.1-6](#) do not limit the authority of a board or committee to issue a license on probation if appropriate under [IC 25-1-11-19](#) or any other applicable statute.

(Home Inspectors Licensing Board; [878 IAC 1-6-3](#); filed Oct 6, 2023, 2:30 p.m.: [20231101-IR-878230042FRA](#))

[878 IAC 1-6-4](#) Convictions of concern

Authority: [IC 25-1-1.1-6](#); [IC 25-20.2-3-8](#)

Affected: [IC 25-1-1.1-6](#); [IC 35-42-1-1](#); [IC 35-42-1-3](#); [IC 35-42-4-1](#); [IC 35-42-4-3](#)

Sec. 4. The following are convictions of concern:

- (1) Rape ([IC 35-42-4-1](#)).
- (2) Child molesting ([IC 35-42-4-3](#)).
- (3) Murder ([IC 35-42-1-1](#)).
- (4) Voluntary manslaughter ([IC 35-42-1-3](#)).

(Home Inspectors Licensing Board; [878 IAC 1-6-4](#); filed Oct 6, 2023, 2:30 p.m.: [20231101-IR-878230042FRA](#))

[878 IAC 1-6-5](#) Convictions in another jurisdiction

Authority: [IC 25-1-1.1-6](#); [IC 25-20.2-3-8](#)

Affected: [IC 25-1-1.1-6](#)

Sec. 5. A crime in any other jurisdiction for which the elements of the crime for which conviction was entered are substantially similar to the elements of a crime included on the list in section 4 of this rule shall also be a crime that may disqualify an individual from receiving a license and therefore included on the list.

(Home Inspectors Licensing Board; [878 IAC 1-6-5](#); filed Oct 6, 2023, 2:30 p.m.: [20231101-IR-878230042FRA](#))

[878 IAC 1-6-6](#) Prelicensure determinations; fee

Authority: [IC 25-1-1.1-6](#); [IC 25-20.2-3-8](#)

Affected: [IC 25-1-1.1-6](#)

Sec. 6. The fee for a petition under [IC 25-1-1.1-6\(g\)](#) for a determination as to whether an individual's misdemeanor or felony conviction may disqualify the individual from receiving a license or certification is twenty-five dollars (\$25).

(Home Inspectors Licensing Board; [878 IAC 1-6-6](#); filed Oct 6, 2023, 2:30 p.m.: [20231101-IR-878230042FRA](#))

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Small Business Regulatory Coordinator: Elizabeth Walker, Indiana Professional Licensing Agency, Indiana Government Center South, 402 West Washington Street, Room W072, Indianapolis, IN 46204, (317) 234-2912, elwalker@pla.in.gov

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