

# ARTICLE 9. CONVICTIONS OF CONCERN

## [Rule 1.](#)

Convictions of Concern

### Rule 1. Convictions of Concern

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Prelicensure determinations; fee

#### 820 IAC 9-1-1 Scope

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

Affected: [IC 25-8](#)

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 issued under [IC 25-8](#). (*State Board of Cosmetology and Barber Examiners; 820 IAC 9-1-1; filed Sep 10, 2020, 3:18 p.m.: [20201007-IR-820190433FRA](#)*)

#### 820 IAC 9-1-2 Issuance of license

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

Affected: [IC 25-8](#)

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\(h\)](#). (*State Board of Cosmetology and Barber Examiners; 820 IAC 9-1-2; filed Sep 10, 2020, 3:18 p.m.: [20201007-IR-820190433FRA](#)*)

#### 820 IAC 9-1-3 Authority to issue license on probation

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

Affected: [IC 25-1-9-16](#); [IC 25-8](#)

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 25-1-9-16](#) or any other applicable statute. (*State Board of Cosmetology and Barber Examiners; 820 IAC 9-1-3; filed Sep 10, 2020, 3:18 p.m.: [20201007-IR-820190433FRA](#)*)

#### 820 IAC 9-1-4 Convictions of concern

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

Affected: [IC 6-3-6-11](#); [IC 7.1-5-1-3](#); [IC 9-26-1-1.1](#); [IC 9-30-5](#); [IC 11-8-8-18](#); [IC 16-42-19](#); [IC 23-0.5-2-9](#); [IC 25](#); [IC 31-33-22-2](#); [IC 35](#)

Sec. 4. The following are convictions of concern:

(1) Crimes involving sexual acts that can be considered without respect to age of conviction are as follows:

- (A) Child molesting ([IC 35-42-4-3](#)).
- (B) Child seduction ([IC 35-42-4-7](#)).
- (C) Criminal deviate conduct ([IC 35-42-4-2](#)) (before its repeal).
- (D) Incest ([IC 35-46-1-3](#)).
- (E) Making an unlawful proposition ([IC 35-45-4-3](#)).
- (F) Prostitution ([IC 35-45-4-2](#)).
- (G) Rape ([IC 35-42-4-1](#)).
- (H) Sexual misconduct with a minor ([IC 35-42-4-9\(a\)](#)).

(2) Crimes of violence that can be considered without respect to age of conviction are as follows:

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- (A) Aggravated battery ([IC 35-42-2-1.5](#)).
  - (B) Attempted murder ([IC 35-41-5-1](#)).
  - (C) Burglary as a Level 1 felony, Level 2 felony, Level 3 felony, or Level 4 felony ([IC 35-43-2-1](#)).
  - (D) Child exploitation as a Level 5 felony under [IC 35-42-4-4\(b\)](#) or a Level 4 felony under [IC 35-42-4-4\(c\)](#).
  - (E) Child molesting ([IC 35-42-4-3](#)).
  - (F) Criminal deviate conduct ([IC 35-42-4-2](#)) (before its repeal).
  - (G) Involuntary manslaughter ([IC 35-42-1-4](#)).
  - (H) Kidnapping ([IC 35-42-3-2](#)).
  - (I) Murder ([IC 35-42-1-1](#)).
  - (J) Penalties; death or catastrophic injury; death of a law enforcement animal ([IC 9-30-5-5](#)) (formerly operating a vehicle while intoxicated causing death).
  - (K) Classification of offense; serious bodily injury ([IC 9-30-5-4](#)) (formerly operating a vehicle while intoxicated causing serious bodily injury to another person).
  - (L) Rape ([IC 35-42-4-1](#)).
  - (M) Reckless homicide ([IC 35-42-1-5](#)).
  - (N) Resisting law enforcement as a felony ([IC 35-44.1-3-1](#)).
  - (O) Robbery as a Level 2 felony or a Level 3 felony ([IC 35-42-5-1](#)).
  - (P) Sexual misconduct with a minor as a Level 1 felony under [IC 35-42-4-9\(a\)\(2\)](#) or a Level 2 felony under [IC 35-42-4-9\(b\)\(2\)](#).
  - (Q) Unlawful possession of a firearm by a serious violent felon ([IC 35-47-4-5](#)).
  - (R) Voluntary manslaughter ([IC 35-42-1-3](#)).
- (3) Agricultural terrorism ([IC 35-47-12-2](#)) (before its repeal).
  - (4) Armor-piercing ammunition; offense; exceptions ([IC 35-47-5-11.5](#)).
  - (5) Arson ([IC 35-43-1-1](#)).
  - (6) Assisting suicide ([IC 35-42-1-2.5](#)).
  - (7) Attempt under [IC 35-41-5-1](#) to commit an offense listed in this section.
  - (8) Attempting to purchase handgun by ineligible person ([IC 35-47-2.5-15](#)) (before its repeal).
  - (9) Auto theft ([IC 35-43-4-2.5](#)) (before its repeal).
  - (10) Battery ([IC 35-42-2-1](#)).
  - (11) Burglary ([IC 35-43-2-1](#)).
  - (12) Carjacking ([IC 35-42-5-2](#)) (before its repeal).
  - (13) Carrying a handgun without being licensed; exceptions; person convicted of domestic battery ([IC 35-47-2-1](#)).
  - (14) Causing suicide ([IC 35-42-1-2](#)).
  - (15) Check deception ([IC 35-43-5-5](#)) [*IC 35-43-5-5 was repealed by P.L. 174-2021, SECTION 53, effective July 1, 2021*].
  - (16) Check fraud ([IC 35-43-5-12](#)) [*IC 35-43-5-12 was repealed by P.L. 174-2021, SECTION 60, effective July 1, 2021*].
  - (17) Child exploitation; possession of child pornography; exemptions; defenses ([IC 35-42-4-4](#)).
  - (18) Child sexual trafficking ([IC 35-42-3.5-1.3](#)).
  - (19) Child solicitation ([IC 35-42-4-6](#)).
  - (20) "Chinese throwing star" defined; related offenses ([IC 35-47-5-12](#)).
  - (21) Conspiracy under [IC 35-41-5-2](#) to commit an offense listed in this section.
  - (22) Consumer product tampering; offenses ([IC 35-45-8-3](#)).
  - (23) Corrupt business influence ([IC 35-45-6-2](#)).
  - (24) Counterfeiting; false or fraudulent sales receipts; forgery; application fraud ([IC 35-43-5-2](#)).
  - (25) Criminal confinement ([IC 35-42-3-3](#)).
  - (26) Criminal organization recruitment ([IC 35-45-9-5](#)).
  - (27) Criminal parole violation by a sexual predator ([IC 35-44.1-3-9](#)).
  - (28) Criminal recklessness; element of hazing; liability barred for good faith report or judicial participation ([IC 35-42-2-2](#)).
  - (29) Criminal stalking ([IC 35-45-10-5](#)).
  - (30) Criminal transfer of a firearm ([IC 35-47-2.5-16](#)).
  - (31) Criminal use or possession of code grabbing device ([IC 35-45-12-2](#)).

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- (32) Dangerous control of a firearm ([IC 35-47-10-6](#)).
- (33) Dangerous possession and unlawful transfer of a firearm ([IC 35-47-10-5](#)).
- (34) Dealing in a controlled substance by a practitioner ([IC 35-48-4-1.5](#)).
- (35) Dealing in a controlled substance resulting in death ([IC 35-42-1-1.5](#)).
- (36) Dealing in a counterfeit substance ([IC 35-48-4-5](#)).
- (37) Dealing in a schedule I, II, or III controlled substance or controlled substance analog ([IC 35-48-4-2](#)).
- (38) Dealing in a schedule IV controlled substance or controlled substance analog ([IC 35-48-4-3](#)).
- (39) Dealing in a schedule V controlled substance or controlled substance analog ([IC 35-48-4-4](#)).
- (40) Dealing in a substance represented to be a controlled substance ([IC 35-48-4-4.5](#)) (before its repeal).
- (41) Dealing in a synthetic drug or synthetic drug lookalike substance ([IC 35-48-4-10.5](#)) (before its repeal).
- (42) Dealing in cocaine or narcotic drug ([IC 35-48-4-1](#)).
- (43) Dealing in marijuana, hash oil, hashish, or salvia ([IC 35-48-4-10](#)).
- (44) Dealing in methamphetamine ([IC 35-48-4-1.1](#)).
- (45) Deception ([IC 35-43-5-3](#)) [[IC 35-43-5-3](#) was repealed by P.L. 174-2021, SECTION 45, effective July 1, 2021].
- (46) Delivery of deadly weapon to intoxicated person ([IC 35-47-4-1](#)).
- (47) Deploying a booby trap ([IC 35-47.5-5-10](#)).
- (48) Destructive device or explosive to kill, injure, or intimidate or to destroy property ([IC 35-47.5-5-8](#)).
- (49) Destructive devices ([IC 35-47.5-5-2](#)).
- (50) Disarming a law enforcement officer ([IC 35-44.1-3-2](#)).
- (51) Disrupting operation of aircraft; Class B felony ([IC 35-47-6-1.6](#)).
- (52) Dissemination of matter or conducting performance harmful to minors ([IC 35-49-3-3](#)).
- (53) Distribution of destructive device, explosive, or detonator to a minor ([IC 35-47.5-5-5](#)).
- (54) Distribution of regulated explosives to persons convicted of felony ([IC 35-47.5-5-4](#)).
- (55) Domestic battery ([IC 35-42-2-1.3](#)).
- (56) Dumping controlled substance waste ([IC 35-48-4-4.1](#)).
- (57) Duties of driver of motor vehicle involved in accident; sentencing ([IC 9-26-1-1.1](#)).
- (58) Escape ([IC 35-44.1-3-4](#)).
- (59) Evasion of tax; offenses; prosecution ([IC 6-3-6-11](#)).
- (60) Failure of carriers of dangerous communicable diseases to warn persons at risk ([IC 35-45-21-3](#)).
- (61) Failure to make report ([IC 31-33-22-1](#)).
- (62) False government issued identification ([IC 35-43-5-2.5](#)).
- (63) False identity statement ([IC 35-44.1-2-4](#)).
- (64) False reporting; false informing ([IC 35-44.1-2-3](#)).
- (65) False reports; criminal and civil liability; notification of prosecuting attorney ([IC 31-33-22-3](#)).
- (66) Feticide ([IC 35-42-1-6](#)).
- (67) Firearm, explosive, or deadly weapon; possession in commercial or chartered aircraft ([IC 35-47-6-1](#)).
- (68) Firearm, explosive, or deadly weapon; possession in controlled access areas of an airport ([IC 35-47-6-1.3](#)).
- (69) Firearms and handguns; giving false information or offering false evidence of identity ([IC 35-47-2-17](#)).
- (70) Fraud ([IC 35-43-5-4](#)).
- (71) Fraud on financial institutions ([IC 35-43-5-8](#)) [[IC 35-43-5-8](#) was repealed by P.L. 174-2021, SECTION 59, effective July 1, 2021].
- (72) Harassment; "obscene message" defined ([IC 35-45-2-2](#)).
- (73) Hindering or obstructing detection, disarming, or destruction of destructive device ([IC 35-47.5-5-7](#)).
- (74) Hoax devices or replicas ([IC 35-47.5-5-6](#)).
- (75) Homicide ([IC 35-42-1](#)).
- (76) Human organ trafficking ([IC 35-46-5-1](#)).
- (77) Human trafficking ([IC 35-42-3.5-1.4](#)).
- (78) Identity deception ([IC 35-43-5-3.5](#)).
- (79) Inappropriate communication with a child ([IC 35-42-4-13](#)).
- (80) Inmate fraud ([IC 35-43-5-20](#)) [[IC 35-43-5-20](#) was repealed by P.L. 174-2021, SECTION 63, effective July 1, 2021].

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- (81) Insurance fraud; insurance application fraud ([IC 35-43-5-4.5](#)) [*IC 35-43-5-4.5 was repealed by P.L. 174-2021, SECTION 48, effective July 1, 2021*].
- (82) Insurance fraud ([IC 35-43-5-7.2](#)) [*IC 35-43-5-7.2 was repealed by P.L. 174-2021, SECTION 58, effective July 1, 2021*].
- (83) Intentional signing of false document; sanctions ([IC 23-0.5-2-9](#)).
- (84) Interference with custody ([IC 35-42-3-4](#)).
- (85) Interfering with drug or alcohol screening test ([IC 35-43-5-19](#)).
- (86) Intimidation ([IC 35-45-2-1](#)).
- (87) Knife with a detachable blade ([IC 35-47-5-2](#)).
- (88) Legend drug deception; penalty ([IC 35-43-10-3](#)).
- (89) Machine gun ([IC 35-47-5-8](#)).
- (90) Malicious mischief ([IC 35-45-16-2](#)).
- (91) Manufacturing methamphetamine ([IC 35-48-4-1.2](#)).
- (92) Medicaid fraud ([IC 35-43-5-7.1](#)) [*IC 35-43-5-7.1 was repealed by P.L. 174-2021, SECTION 57, effective July 1, 2021*].
- (93) Money laundering; defenses ([IC 35-45-15-5](#)).
- (94) Neglect of a dependent; child selling ([IC 35-46-1-4](#)).
- (95) Notario publico deception ([IC 35-43-5-3.7](#)).
- (96) Notary fraud; notarial fraud ([IC 35-43-5-23](#)).
- (97) Obscene performance ([IC 35-49-3-2](#)).
- (98) Obstruction of delivery of prescription drug ([IC 35-45-21-5](#)).
- (99) Obtaining child abuse information under false pretenses; knowingly falsifying records or interfering with an investigation ([IC 31-33-22-2](#)).
- (100) Offenses concerning Social Security numbers ([IC 35-44.2-4-2](#)).
- (101) Offenses relating to registration labeling and prescription forms ([IC 35-48-4-14](#)).
- (102) Operating loaded machine gun ([IC 35-47-5-9](#)).
- (103) Participation in criminal organization; offense ([IC 35-45-9-3](#)).
- (104) Perjury ([IC 35-44.1-2-1](#)).
- (105) Permitting child to possess a firearm ([IC 35-47-10-7](#)).
- (106) Pointing firearm at another person ([IC 35-47-4-3](#)).
- (107) Possession of a controlled substance or controlled substance analog; obtaining a schedule V controlled substance ([IC 35-48-4-7](#)).
- (108) Possession of a dangerous device while incarcerated ([IC 35-44.1-3-7](#)).
- (109) Possession of a fraudulent sales document manufacturing device ([IC 35-43-5-15](#)) [*IC 35-43-5-15 was repealed by P.L. 174-2021, SECTION 61, effective July 1, 2021*].
- (110) Possession of a knife on school property ([IC 35-47-5-2.5](#)).
- (111) Possession of cocaine or narcotic drug ([IC 35-48-4-6](#)).
- (112) Possession of device or substance to interfere with drug or alcohol screening test ([IC 35-43-5-18](#)).
- (113) Possession of electronic gaming device; maintaining a professional gambling site; exception for antique slot machines possessed for decorative, historic, or nostalgic purposes ([IC 35-45-5-3.5](#)).
- (114) Possession of firearms on school property or a school bus; defense to a prosecution; possession of firearms in a motor vehicle parked in a school parking lot ([IC 35-47-9-2](#)).
- (115) Possession of methamphetamine ([IC 35-48-4-6.1](#)).
- (116) "Machine gun"; prohibited sales or transfers of ownership ([IC 35-47-2-7](#)).
- (117) Promoting prostitution ([IC 35-45-4-4](#)).
- (118) Promotion of child sexual trafficking; promotion of sexual trafficking of a younger child ([IC 35-42-3.5-1.2](#)).
- (119) Promotion of human labor trafficking ([IC 35-42-3.5-1](#)).
- (120) Promotion of human sexual trafficking ([IC 35-42-3.5-1.1](#)).
- (121) Public intoxication prohibited; failure to enforce by a law enforcement officer ([IC 7.1-5-1-3](#)).
- (122) "Qualified egg bank"; unlawful transfer of human organisms; exceptions; penalties ([IC 35-46-5-3](#)).

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- (123) Refusal to aid an officer ([IC 35-44.1-3-3](#)).
- (124) Registration violations; penalty ([IC 11-8-8-17](#)).
- (125) Regulated explosives; persons convicted of felonies; prior unrelated convictions ([IC 35-47.5-5-3](#)).
- (126) Remote aerial harassment ([IC 35-45-10-6](#)).
- (127) Resisting law enforcement ([IC 35-44.1-3-1](#)).
- (128) Robbery ([IC 35-42-5-1](#)).
- (129) Sale, distribution, or exhibition of obscene matter ([IC 35-49-3-1](#)).
- (130) Sale or distribution of HIV testing equipment ([IC 35-45-21-2](#)).
- (131) Sex offender Internet offense ([IC 35-42-4-12](#)).
- (132) Sex offender residency restrictions ([IC 35-42-4-11](#)).
- (133) Sex offender unmanned aerial vehicle offense ([IC 35-42-4-12.5](#)).
- (134) Sexual battery ([IC 35-42-4-8](#)).
- (135) Sexual misconduct with a service provider ([IC 35-44.1-3-10](#)).
- (136) Sexually violent predator; duty to notify ([IC 11-8-8-18](#)).
- (137) Stolen valor fraud ([IC 35-43-5-22](#)) [[IC 35-43-5-22](#) was repealed by P.L. 174-2021, SECTION 65, effective July 1, 2021].
- (138) Strangulation ([IC 35-42-2-9](#)).
- (139) Synthetic drug or synthetic drug lookalike substance ([IC 35-48-4-11.5](#)) (before its repeal).
- (140) Synthetic identity deception ([IC 35-43-5-3.8](#)).
- (141) "Synthetic urine" ([IC 35-43-5-19.5](#)).
- (142) Terrorism ([IC 35-47-12-1](#)) (before its repeal).
- (143) Terroristic deception ([IC 35-43-5-3.6](#)) (before its repeal).
- (144) Terroristic mischief ([IC 35-47-12-3](#)) (before its repeal).
- (145) Theft ([IC 35-43-4-2](#)).
- (146) Threats; refusal to join or withdrawal from organization; intimidation offense ([IC 35-45-9-4](#)).
- (147) Trafficking with an inmate; carrying a deadly weapon into a correctional facility ([IC 35-44.1-3-5](#)).
- (148) Trafficking with an inmate outside a facility ([IC 35-44.1-3-6](#)).
- (149) Transferring contaminated body fluids ([IC 35-45-21-1](#)).
- (150) Undisclosed transport of dangerous device ([IC 35-47-6-1.1](#)).
- (151) Unlawful employment by a sexual predator ([IC 35-42-4-10](#)).
- (152) Unlawful entry of school property by a serious sex offender ([IC 35-42-4-14](#)).
- (153) Unlawful delivery, manufacture, distribution, or possession of a substance represented to be a controlled substance; factors ([IC 35-48-4-4.6](#)).
- (154) Unlawful photography and surveillance on private property ([IC 35-46-8.5-1](#)).
- (155) Unlawful possession of a card skimming device ([IC 35-43-5-4.3](#)).
- (156) Unlawful possession of a firearm by a domestic batterer ([IC 35-47-4-6](#)).
- (157) Unlawful possession of a firearm by a serious violent felon ([IC 35-47-4-5](#)).
- (158) Unlawful purchase of a handgun ([IC 35-47-2.5-14](#)) (before its repeal).
- (159) Unlawful sale or possession of a transaction manipulation device ([IC 35-43-5-4.6](#)) [[IC 35-43-5-4.6](#) was repealed by P.L. 174-2021, SECTION 51, effective July 1, 2021].
- (160) Unlawful use of body armor ([IC 35-47-5-13](#)).
- (161) Use of overpressure device ([IC 35-47.5-5-9](#)).
- (162) Use of regulated explosive in violation of commission rule ([IC 35-47.5-5-11](#)).
- (163) Vicarious sexual gratification; sexual conduct in presence of a minor ([IC 35-42-4-5](#)).
- (164) Violation of civil rights ([IC 35-46-2-1](#)).
- (165) Violation of [IC 25-2.1-12](#) (unauthorized practice of accounting) under [IC 25-2.1-13-3](#).
- (166) Violation of [IC 25-2.5](#) (unauthorized practice of acupuncture) under [IC 25-2.5-3-4](#).
- (167) Violation of [IC 25-3.7](#) (unauthorized practice of an anesthesiologist assistant) under [IC 25-3.7-2-2](#).
- (168) Violation of [IC 25-5.1-4-1](#) (unauthorized practice of athletic trainer) under [IC 25-5.1-4-2](#).
- (169) Violation of [IC 25-6.1-7-1](#) (unauthorized practice of auctioneering) under [IC 25-6.1-7-1](#).



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- (170) Violation of [IC 25-6.1-7-2](#) (violation of auctioneering statute) under [IC 25-6.1-7-2](#).
- (171) Violation of [IC 25-8-15.4](#) (unauthorized operation of a tanning facility) under [IC 25-8-15.4-25](#).
- (172) Violation of [IC 25-10-1](#) (unauthorized practice of chiropractic) under [IC 25-10-1-11](#).
- (173) Violation of [IC 25-11-1](#) (violation of the collection agency statute) under [IC 25-11-1-12](#).
- (174) Violation of [IC 25-13-1](#) (unauthorized practice of a dental hygienist) under [IC 25-13-1-3](#).
- (175) Violation of [IC 25-14-1](#) (unauthorized practice of dentistry) under [IC 25-14-1-25](#).
- (176) Violation of [IC 25-14-4](#) (unlawful referral services for a dentist) under [IC 25-14-4-6](#).
- (177) Violation of [IC 25-14.3](#) (violation of diabetes educator statute) under [IC 25-14.3-5-1](#).
- (178) Violation of [IC 25-14.5](#) (unauthorized practice of a dietitian) under [IC 25-14.5-7-2](#).
- (179) Violation of [IC 25-16-1](#) (violation of employment services statute) under [IC 25-16-1-18](#).
- (180) Violation of [IC 25-17.3-5](#) (violation of genetic counselors statute) under [IC 25-17.3-5-3](#).
- (181) Violation of [IC 25-17.6-8-2](#) (unauthorized practice of professional geologist) under [IC 25-17.6-8-2](#).
- (182) Violation of [IC 25-20-1](#) (unauthorized practice of hearing aid dealer) under [IC 25-20-1-21](#).
- (183) Violation of [IC 25-20.7-5-1](#) (unauthorized practice of interior designer) under [IC 25-20.7-5-1](#).
- (184) Violation of [IC 25-21.5-5-10](#) (making false statements in an application to become a surveyor) under [IC 25-21.5-5-10](#).
- (185) Violation of [IC 25-21.5-13-2](#) (unauthorized practice of surveying) under [IC 25-21.5-13-2](#).
- (186) Violation of [IC 25-21.8](#) (unauthorized practice of massage therapy) under [IC 25-21.8-7-1](#).
- (187) Violation of [IC 25-22.5](#) (unauthorized practice of medicine, midwifery, osteopathic medicine, or physician assistant) under [IC 25-22.5-8-1](#) and [IC 25-22.5-8-2](#).
- (188) Violation of [IC 25-22.5](#) (violation of temporary medical permit statute) under [IC 25-22.5-8-3](#).
- (189) Violation of [IC 25-23-1](#) (unauthorized practice of nursing) under [IC 25-23-1-27](#).
- (190) Violation of [IC 25-23.5-3](#) (unauthorized practice of occupational therapy) under [IC 25-23.5-3-2](#).
- (191) Violation of [IC 25-23.6-3](#) (unauthorized practice of marriage and family therapy) under [IC 25-23.6-3-3](#).
- (192) Violation of [IC 25-23.6-4](#) (unauthorized practice of social work) under [IC 25-23.6-4-4](#).
- (193) Violation of [IC 25-23.6-4.5](#) (violation of mental health counselor statute) under [IC 25-23.6-4.5-4](#).
- (194) Violation of [IC 25-23.6-10.1](#) (unauthorized practice of addiction counselor or therapist) under [IC 25-23.6-10.1-6](#).
- (195) Violation of [IC 25-23.6-11-1](#) (unauthorized use of term psychotherapy or clinical psychology) under [IC 25-23.6-11-1](#).
- (196) Violation of [IC 25-23.6](#) (unauthorized use of license issued by behavioral health and human services board) under [IC 25-23.6-11-2](#).
- (197) Violation of [IC 25-23.6-11-3](#) (presenting false information to the behavioral health and human services board to obtain license) under [IC 25-23.6-11-3](#).
- (198) Violation of [IC 25-23.7-7-5](#) (unauthorized practice of home installing) under [IC 25-23.7-7-5](#).
- (199) Violation of [IC 25-23.4](#) (unauthorized practice of direct entry midwife) under [IC 25-23.4-3-7](#).
- (200) Violation of [IC 25-24-1](#) (unauthorized practice of optometry) under [IC 25-24-1-18](#).
- (201) Violation of [IC 25-26-13-29](#) (unauthorized practice of pharmacy or as a pharmacist) under [IC 25-26-13-29](#).
- (202) Violation of any state drug law related to wholesale legend drug distribution ([IC 25-26-14](#)).
- (203) Violation of [IC 25-26-19-9](#) (unauthorized practice of pharmacy technician) under [IC 25-26-19-9](#).
- (204) Violation of [IC 25-26-21](#) (unauthorized provision of home medical equipment services) under [IC 25-26-21-11](#).
- (205) Violation of [IC 25-27-1](#) (unauthorized practice of physical therapy) under [IC 25-27-1-12](#).
- (206) Violation of [IC 25-27.5-7](#) (unauthorized practice of physician assistant) under [IC 25-27.5-7-2](#).
- (207) Violation of [IC 25-28.5-1](#) (unauthorized practice of plumbing) under [IC 25-28.5-1-31](#).
- (208) Violation of [IC 25-29](#) (unauthorized practice of podiatry) under [IC 25-29-9-1](#).
- (209) Violation of [IC 25-30-1](#) (unauthorized practice of being a private investigator) under [IC 25-30-1-21](#).
- (210) Violation of [IC 25-30-1.3](#) (unauthorized operation of a security agency) under [IC 25-30-1.3-23](#).
- (211) Violation of [IC 25-31-1-13](#) (making a false statement in an application to become an engineer) under [IC 25-31-1-13](#).
- (212) Violation of [IC 25-31-1](#) (unauthorized practice of engineering) under [IC 25-31-1-27](#).
- (213) Violation of [IC 25-31.5-8-7](#) (unauthorized practice as a registered professional soil scientist) under [IC 25-31.5-8-7](#).
- (214) Violation of [IC 25-33-1-14](#) (unlawful use of title psychologist) under [IC 25-33-1-15](#).
- (215) Violation of [IC 25-34.5-3](#) (unauthorized practice of respiratory care) under [IC 25-34.5-3-2](#).
- (216) Violation of [IC 25-35.6](#) (unauthorized practice of speech-language pathology and audiology) under [IC 25-35.6-3-10](#).

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CONVICTIONS OF CONCERN

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- (217) Violation of [IC 25-36.1-2](#) (violation of certified surgical technology statute) under [IC 25-36.1-2-3](#).
- (218) Violation of [IC 25-36.5-1-10](#) (unauthorized practice of timber buying or timber buying agent) under [IC 25-36.5-1-10](#) and [IC 25-36.5-1-15](#).
- (219) Violation of [IC 25-38.1](#) (unauthorized practice of veterinary medicine) under [IC 25-38.1-4-10](#).
- (220) Violation of [IC 25-38.1](#) (unauthorized practice of veterinary technician) under [IC 25-38.1-4-11](#).
- (221) Violation of [IC 25-39-5](#) (unlawful drilling and well installation) under [IC 25-39-5](#).
- (222) Violation of [IC 25-41-1-1](#) (unauthorized practice of behavior analyst) under [IC 25-41-1-2](#).
- (223) Violation of Indiana Legend Drug Act ([IC 16-42-19](#)).
- (224) Violation of order by alleged perpetrator of child abuse or neglect ([IC 31-34-2.3-8](#)).
- (225) Violations ([IC 35-43-9-7](#)) [[IC 35-43-9-7](#) was repealed by P.L. 174-2021, SECTION 71, effective July 1, 2021].
- (226) Voyeurism; public voyeurism; aerial voyeurism ([IC 35-45-4-5](#)).
- (227) Welfare fraud ([IC 35-43-5-7](#)) [[IC 35-43-5-7](#) was repealed by P.L. 174-2021, SECTION 56, effective July 1, 2021].
- (228) Worker's compensation fraud ([IC 35-43-5-21](#)) [[IC 35-43-5-21](#) was repealed by P.L. 174-2021, SECTION 64, effective July 1, 2021].

(State Board of Cosmetology and Barber Examiners; 820 IAC 9-1-4; filed Sep 10, 2020, 3:18 p.m.: [20201007-IR-820190433FRA](#))

**820 IAC 9-1-5 Crimes in another jurisdiction**

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

Affected: [IC 25-8](#)

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 will disqualify an individual from receiving a license and therefore included on the list. (State Board of Cosmetology and Barber Examiners; 820 IAC 9-1-5; filed Sep 10, 2020, 3:18 p.m.: [20201007-IR-820190433FRA](#))

**820 IAC 9-1-6 Prelicensure determinations; fee**

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

Affected: [IC 25-8](#)

Sec. 6. The fee for a petition under [IC 25-1-1.1-6\(h\)](#) for a determination as to whether the individual's misdemeanor or felony conviction will disqualify the individual from receiving a license or certification shall be twenty-five dollars (\$25). (State Board of Cosmetology and Barber Examiners; 820 IAC 9-1-6; filed Sep 10, 2020, 3:18 p.m.: [20201007-IR-820190433FRA](#))

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