

**481—34.5(137D) Criminal offense—conviction of license holder.**

**34.5(1)** The department may revoke the license of a license holder who:

*a.* Conducts an activity constituting a criminal offense in the licensed home food establishment;  
and

*b.* Is convicted of a felony as a result.

**34.5(2)** The department may suspend or revoke the license of a license holder who:

*a.* Conducts an activity constituting a criminal offense in the licensed home food establishment;  
and

*b.* Is convicted of a serious misdemeanor or aggravated misdemeanor as a result.

**34.5(3)** A certified copy of the final order or judgment of conviction or plea of guilty shall be conclusive evidence of the conviction of the license holder.

**34.5(4)** The department's decision to revoke or suspend a license may be contested by the adversely affected party pursuant to the provisions of 481—30.13(10A).

This rule is intended to implement Iowa Code section 137D.8(3).