

Florida Board of Pharmacy

2020 CONVICTION RECORD GUIDELINES FOR LICENSURE & EXEMPTION APPLICANTS

CATEGORY 1			
Bad Checks, Municipal Ordinances			
Number of Convictions	Time Elapsed Since Last Conviction	Staff May Clear	Application to Board
One or more conviction(s)	No time factor	Yes	No
CATEGORY 2			
All Misdemeanors i.e. – Disorderly Conduct, Petit Theft, Criminal Mischief, Trespassing, other misdemeanors NOT involving violence, drug possession, or paraphernalia			
Number of Convictions	Time Elapsed Since Last Conviction	Staff May Clear	Application to Board
One conviction	No time factor	Yes	No
More than one conviction	Less than 5 years	No	Yes
	More than 5 years	Yes	No
CATEGORY 3			
DUI			
Number of Convictions	Time Elapsed Since Last Conviction	Staff May Clear	Application to Board
One conviction	Less than 1 year	No	Yes
	More than 1 year	Yes	No
More than one conviction	Less than 5 years	No	Yes
	More than 5 years	Yes	No
CATEGORY 4			
Felony Offenses Not Listed in Category 5 i.e. – Grand Theft/Larceny, Crimes with No Actual Harm, Driving While License Suspended Habitual, Perjury, Fraud, other Felonies NOT involving violence, drug possession or paraphernalia (NOT Medicaid/Medicare)			
Number of Convictions	Time Elapsed Since Last Conviction	Staff May Clear	Application to Board
One conviction	More than 10 years	Yes	No
More than one conviction	No time factor	No	Yes
CATEGORY 5			
Disqualifying Offenses Defined in Section 456.0635, F.S.			
Number of Convictions	Time Elapsed Since Last Conviction	Staff May Clear	Application to Board
One or more conviction(s)	No time factor	No	Yes

NOTES: (Guidelines remain operative until modified by the Board)

1. In the event staff is uncomfortable with a clearable conviction, the issue will be provided to the Chair to determine if the application needs full board review.
2. Category 2 misdemeanors under Section 456.072(1)(ii) and (1)(II), F.S., relate to convictions under the Medicaid program and health care fraud. Refer to the current version of this law when reviewing related criminal history.
3. All disqualifying offenses under Section 456.0635, F.S., require full board review. Refer to the current version of this law when reviewing related criminal history.
4. Driving on a suspended license (DWLS) will not require board/ review.
5. In addition to the guidelines presented above, applications in which criminal court ordered probation is still in effect, may also be prepared for board review.