

4-1208.

(A) IN THIS SECTION, "VIOLATION" MEANS A VIOLATION OF:

(1) ANY PROVISION OF THIS TITLE; AND

(2) ANY RULE OR REGULATION CONCERNING FISH AND FISHERIES ADOPTED BY THE DEPARTMENT.

~~(B) -- THE -- DEPARTMENT -- MAY -- NOT -- KEEP -- A -- RECORD -- OF -- ANY -- WARNING -- ISSUED -- TO -- ANY -- PERSON -- FOR -- A -- VIOLATION -- OF -- THIS -- TITLE --~~

~~(C) -- EXCEPT -- AS -- PROVIDED -- IN -- SUBSECTION -- (D) -- OF -- THIS -- SECTION, --~~ IF A PERSON APPLIES FOR THE EXPUNGEMENT OF THE PERSON'S RECORD CONCERNING ANY VIOLATION, THE DEPARTMENT SHALL EXPUNGE THE RECORD IF, AT THE TIME OF APPLICATION:

(1) THE PERSON HAS NOT BEEN CONVICTED OF A VIOLATION FOR THE PRECEDING 3 YEARS, AND ANY LICENSE ISSUED TO THE PERSON UNDER THIS TITLE HAS NEVER BEEN SUSPENDED OR REVOKED;

(2) THE PERSON HAS NOT BEEN CONVICTED OF A VIOLATION FOR THE PRECEDING 5 YEARS, AND ANY LICENSE ISSUED TO THE PERSON UNDER THIS TITLE SHOWS NOT MORE THAN 1 SUSPENSION AND NO REVOCATIONS; OR

(3) THE PERSON HAS NOT BEEN CONVICTED OF A VIOLATION FOR THE PRECEDING 10 YEARS, REGARDLESS OF THE NUMBER OF SUSPENSIONS OR REVOCATIONS.

~~(D) -- THE -- DEPARTMENT -- MAY -- REFUSE -- TO -- EXPUNGE -- A -- PERSON'S -- RECORD -- FOR -- A -- VIOLATION -- OF -- THIS -- TITLE -- IF -- THE -- DEPARTMENT -- DETERMINES -- THAT -- THE -- PERSON -- REQUESTING -- THE -- EXPUNGEMENT -- HAS -- NOT -- OPERATED -- A -- VESSEL -- ON -- THE -- WATERS -- OF -- THIS -- OR -- ANY -- OTHER -- STATE -- DURING -- THE -- PARTICULAR -- CONVICTION -- FREE -- PERIOD -- ON -- WHICH -- THE -- REQUEST -- IS -- BASED --~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1983.

Approved May 10, 1983.

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CHAPTER 168

(Senate Bill 835)

AN ACT concerning

Department of Licensing and Regulation - Certain Boards and  
Commissions - License Fees