

SECOND REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR

SENATE BILL NO. 657

90TH GENERAL ASSEMBLY

Reported from the Committee on Agriculture, Conservation, Parks and Tourism, February 1, 2000, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

3011S.03C

TERRY L. SPIELER, Secretary.

AN ACT

To repeal section 252.230, RSMo Supp. 1999, relating to wildlife offenses, and to enact in lieu thereof one new section relating to the same subject, with penalty provisions.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 252.230, RSMo Supp. 1999, is repealed and one new section enacted in lieu thereof, to be known as section 252.230, to read as follows:

252.230. 1. Except as provided in subsection 2 of this section, any person violating any of the provisions of sections 252.010 to 252.240 wherein other specific punishment is not provided, and any person violating any of such rules and regulations relating to wildlife, shall be guilty of a class A misdemeanor.

2. Any person violating any rules and regulations relating to wildlife shall be guilty of a class B misdemeanor unless such rules and regulations pertain to the provisions of sections 252.010 to 252.043 or sections 252.050 to 252.241.

3. (1) An individual who has pleaded guilty or has been convicted of a class B misdemeanor for a first offense of violating any of the provisions of sections 252.010 to 252.240 shall have any official court record of such arrest, plea, trial and conviction automatically expunged upon completion of time served pursuant to sentencing or satisfactory payment of any fine imposed.

(2) The court shall provide notification of such expungement to the director of the department of conservation.

(3) The effect of such expungement shall be to restore such person to the status he occupied prior to such arrest, plea or conviction. No person as to whom such expungement has been granted shall be held thereafter under any provision of any law to be guilty of perjury or otherwise giving false statement by reason of his failure to

recite or acknowledge such arrest, plea, trial, conviction or expungement in response to any inquiry made of him for any purpose whatsoever and no such inquiry shall be made for information relating to an expungement under this section.

(4) Such expungement shall not restore privileges in cases where any permit or license issued by the conservation commission is revoked or suspended.

(5) A person shall only be entitled to one expungement pursuant to this section for offenses relating to a single course of conduct when the offender has committed no prior violations pursuant to sections 252.010 to 252.241.

(6) Nothing contained in this section shall prevent the director of the department of conservation from maintaining such records to ensure that an individual receives only one expungement pursuant to this section for the purpose of informing the proper authorities of the contents of any record maintained pursuant to this section or to consider such records in the suspension or revocation of a permit or license issued by the conservation commission.

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Bill

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