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SENATE BILL NO. 1106

Senate Amendments in [] — January 22, 2013

A *BILL to amend and reenact § 28.2-232 of the Code of Virginia, relating to revocation of licenses to fish in tidal waters.*

Patron Prior to Engrossment—Senator Hanger

Referred to Committee on Agriculture, Conservation and Natural Resources

Be it enacted by the General Assembly of Virginia:

1. That § 28.2-232 of the Code of Virginia is amended and reenacted as follows:

§ 28.2-232. Revocation of licenses.

The Commission may revoke [*the fishing privileges within the Commonwealth's tidal waters*] and [*revoke,*] prohibit the issuance, reissuance, or renewal of any licenses if, after a hearing held after ~~ten~~ 10 days' notice to the applicant or licensee, it finds that the person has violated any provision of this subtitle.

The duration of the revocation and prohibition shall be fixed by the Commission up to a maximum of two years *with the withdrawal of all fishing privileges conferred by this title during that period*, taking into account (i) evidence of repeated or habitual disregard for conservation, health and safety laws and regulations; (ii) abusive conduct and behavior toward officers; and (iii) the severity of any damage that has occurred, or might have occurred, to the natural resources, the public health, or the seafood industry.

An appeal from the Commission's decision may be taken to the courts as provided in Article 3 (§ 28.2-216 et seq.) of this chapter.

ENGROSSED

SB1106E