

1.16 Expungements

- A. The Board may consider the expungement of claims or violations upon written request of a registrant/licensee. The petition will not be considered unless submitted on the prescribed form along with the appropriate fee pursuant to R.I. Gen. Laws. § 5-65-10(g).
- B. The Board may consider evidence, testimony and support, and objections from any interested Party, including, but not limited to:
 - 1. Volume and/or frequency of claims or violations;
 - 2. Severity of offenses;
 - 3. Code violations cited;
 - 4. Present record;
 - 5. Time since last incident; and
 - 6. Other court cases.
- C. Matters which have resulted in a conviction in a court of competent jurisdiction shall not be considered for expungement by the Board.
- D. The Board will not consider a request for expungement if the applicant has pending actions on the applicant's registration/license.
- E. An administrative hearing resulting in judgment for the respondent may be expunged.
- F. Partial expungement of the respondent's record may be granted at the Board's discretion.
- G. Upon investigation by the Board's investigative staff, an invalid claim, a claim that is deemed frivolous in nature, or a claim in which the claimant failed to notify the registrant of deficiencies in a timely manner, may be expunged.