

HSB 509

TRANSPORTATION

Sub. 02511

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
TRANSPORTATION BILL BY  
CHAIRPERSON BRAUNS)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to driving a motor vehicle on a highway while  
2 suspended, denied, revoked, or barred for an operating while  
3 intoxicated violation.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23

1 Section 1. Section 321J.21, Code 2001, is amended to read  
2 as follows:

3 321J.21 DRIVING WHILE LICENSE SUSPENDED, DENIED, REVOKED,  
4 OR BARRED.

5 1. A person whose driver's license or nonresident  
6 operating privilege has been suspended, denied, revoked, or  
7 barred due to a violation of this chapter and who drives a  
8 motor vehicle upon the highways of this state while the  
9 license or privilege is suspended, denied, revoked, or barred  
10 commits a serious misdemeanor. In addition to any other  
11 penalties, the punishment imposed for a violation of this  
12 subsection shall include assessment of a fine of one thousand  
13 dollars.

14 2. In addition to the fine, the department, upon receiving  
15 the record of the conviction of a person under this section  
16 upon a charge of driving a motor vehicle upon the highways of  
17 this state while the license of the person was suspended,  
18 denied, revoked, or barred shall extend the period of  
19 suspension, denial, revocation, or bar for an additional like  
20 period, and the department shall not issue a new license  
21 during the additional period.

22

#### EXPLANATION

23 This bill provides that a person whose driver's license or  
24 nonresident operating privilege has been suspended, denied,  
25 revoked, or barred for a violation of the operating while  
26 intoxicated (OWI) provisions of the Code commits the crime of  
27 driving while the person's license or privilege is suspended,  
28 denied, revoked, or barred only if the person drives a motor  
29 vehicle upon the highways of this state while the sanction is  
30 in place. Currently, Code section 321J.21 provides that a  
31 person commits such a crime if the person drives a motor  
32 vehicle anywhere while the sanction is in place. The bill  
33 aligns the OWI driving while sanctioned provisions with the  
34 driving while sanctioned provisions in Code section 321.218.

35

FEB 25 2002  
Place On Calendar

3/20/02 Rereferred To: Transportation

HOUSE FILE 2511  
BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO HSB 509)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to driving a motor vehicle on a highway while  
2 suspended, denied, revoked, or barred for an operating while  
3 intoxicated violation.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24

HF 2511

1 Section 1. Section 321J.21, Code 2001, is amended to read  
2 as follows:

3 321J.21 DRIVING WHILE LICENSE SUSPENDED, DENIED, REVOKED,  
4 OR BARRED.

5 1. A person whose driver's license or nonresident  
6 operating privilege has been suspended, denied, revoked, or  
7 barred due to a violation of this chapter and who drives a  
8 motor vehicle upon the highways of this state while the  
9 license or privilege is suspended, denied, revoked, or barred  
10 commits a serious misdemeanor. In addition to any other  
11 penalties, the punishment imposed for a violation of this  
12 subsection shall include assessment of a fine of one thousand  
13 dollars.

14 2. In addition to the fine, the department, upon receiving  
15 the record of the conviction of a person under this section  
16 upon a charge of driving a motor vehicle upon the highways of  
17 this state while the license of the person was suspended,  
18 denied, revoked, or barred shall extend the period of  
19 suspension, denial, revocation, or bar for an additional like  
20 period, and the department shall not issue a new license  
21 during the additional period.

22 EXPLANATION

23 This bill provides that a person whose driver's license or  
24 nonresident operating privilege has been suspended, denied,  
25 revoked, or barred for a violation of the operating while  
26 intoxicated (OWI) provisions of the Code commits the crime of  
27 driving while the person's license or privilege is suspended,  
28 denied, revoked, or barred only if the person drives a motor  
29 vehicle upon the highways of this state. Currently, Code  
30 section 321J.21 provides that a person commits such a crime if  
31 the person drives a motor vehicle anywhere while the sanction  
32 is in place. The bill aligns the OWI driving while sanctioned  
33 provisions with the driving while sanctioned provisions in  
34 Code section 321.218.

35