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SENATE FILE 202  
BY LAMBERTI

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

**A BILL FOR**

1 An Act prohibiting the running of license revocation and  
2 ineligibility periods for defendants confined in operating-  
3 while-intoxicated cases.

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

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SF 202

1 Section 1. NEW SECTION. 321J.4A LICENSE REVOCATION OR  
2 INELIGIBILITY PERIOD FOR INCARCERATED OFFENDERS.

3 1. A license revocation time period imposed pursuant to  
4 section 321J.2 or 321J.4 shall not run during a defendant's  
5 term of confinement in a county jail, prison, or other  
6 correctional institution or facility for a violation of  
7 section 321J.2 or 321J.4 and such license revocation time  
8 period shall not run again until the defendant's term of  
9 confinement is completed. This section shall also apply to  
10 the minimum time period of ineligibility for a temporary  
11 restricted license imposed pursuant to section 321J.2 or  
12 321J.4.

13 2. The department shall adopt rules pursuant to chapter  
14 17A governing the administration and enforcement of this  
15 section.

16 Sec. 2. Section 901.5, Code 2005, is amended by adding the  
17 following new subsection:

18 NEW SUBSECTION. 10A. The court shall order that a license  
19 revocation time period imposed pursuant to section 321J.2 or  
20 321J.4 not run during a defendant's term of confinement in a  
21 county jail, prison, or other correctional institution or  
22 facility. Any order imposed under this subsection shall also  
23 apply to the minimum time period of ineligibility for a  
24 temporary restricted license.

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EXPLANATION

26 This bill relates to license revocation and ineligibility  
27 time periods for a defendant confined for an operating-while-  
28 intoxicated case.

29 The bill prohibits a license revocation time period imposed  
30 for a defendant's operating-while-intoxicated conviction from  
31 running while the defendant is confined in a county jail,  
32 prison, or other correctional institution or facility. The  
33 bill provides that the prohibition on running also applies to  
34 a minimum time period of ineligibility for a temporary  
35 restricted license.

1 The bill requires the department of transportation to adopt  
2 rules governing the administration and enforcement of the  
3 bill.

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