## 462A.23 Suspension or revocation.

- 1. Any officer appointed by the commission may, for cause, temporarily suspend the registration certificate of any vessel that has been issued under this chapter, and the commission, after a due hearing on the matter at its next session, shall make final determination in the matter.
- 2. The commission shall forthwith revoke the registration certificate of any vessel and the owner's or operator's privilege to operate a vessel for hire or commercial vessel, upon receiving a record of such owner or operator's conviction of any of the following offenses, when such conviction has become final:
  - a. Manslaughter resulting from the operation of a vessel.
- b. Operating a motorboat or sailboat while intoxicated, or manipulating water skis, a surfboard, or a similar device while in an intoxicated condition or under the influence of a narcotic drug.
- c. Failure to stop and render aid as required by this chapter when an occurrence involving a vessel results in the death or personal injury of another.
- d. Perjury or the making of a false affidavit or statement under oath to the commission under this chapter relating to the ownership or operation of a vessel.
- 3. The commission is hereby authorized to suspend the registration certificate of any vessel and the owner's or operator's privilege to operate a vessel for hire or commercial vessel upon a showing by its records that the owner or operator:
- a. Has committed an offense for which mandatory revocation of the registration certificate or of the privilege to operate a vessel for hire or commercial vessel is required upon conviction.
  - b. Is a habitual reckless or negligent operator of a vessel for hire or commercial vessel.
  - c. Is incompetent to operate a vessel for hire or commercial vessel.
  - d. Has permitted an unlawful or fraudulent use of such registration certificate.
- 4. The commission is hereby authorized to suspend or revoke the certificate of registration of a vessel registered under the provisions of this chapter when:
  - a. It is satisfied that such registration certificate was fraudulently or erroneously obtained.
- b. It determines that a registered vessel is unsafe to be operated on waters of the state under the jurisdiction of the commission.
  - c. A registered vessel has been abandoned or wrecked.
- d. Identification numbers are knowingly displayed on a vessel other than the one to which assigned.
- 5. Upon revocation of any registration certificate, the commission shall notify the county recorder who issued the same, who shall immediately enter the revocation upon the recorder's records.
- 6. The commission is hereby authorized to suspend or revoke the special certificate of any manufacturer or dealer when it is satisfied that:
  - a. Such special certificate was fraudulently or erroneously obtained.
- b. Such special certificate is being used in violation of the provisions of this chapter or the rules and regulations of the commission.
- c. Such manufacturer or dealer is violating any of the provisions of this chapter or the rules and regulations of the commission.

[C97, S13,  $\S2513$ ; C24, 27, 31,  $\S1695$ ; C35,  $\S1703$ -e5; C39,  $\S1703.05$ ; C46, 50, 54, 58,  $\S106.5$ ; C62, 66, 71, 73, 75, 77, 79, 81,  $\S106.23$ ]

C93, §462A.23

 $2000~Acts,~ch~1099,~\S9;~2005~Acts,~ch~137,~\S10-12;~2007~Acts,~ch~28,~\S9$  Referred to in  $\S331.602,~462A.2,~915.80$