

Administrative License Revocations (ALR)

	<u>TEST FAILURE</u>	<u>TEST REFUSAL</u>	<u>HARD SUSPENSION</u>
1st	180 days	1 year	30/90 days
2nd or subsequent	1 year	2 years	45/90 days

Under 18 - statutory time or until 18 whichever is longer Under 21 – hard suspension is 60-days for test failures.

ZERO TOLERANCE

1st	60 days	1 year	60/90 days
2nd or subsequent	90 days	2 years	90/1 year

DEFERRED JUDGMENT

1st	90 days	90 days	30/90 days
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Chapter 321J - Operating While Intoxicated-revocations imposed by the DOT based on convictions

321J.2(8) - determining offense charged for criminal sentencing or license revocation-consideration limited to driving record. Retention on driving record limited to 12 years, see 321.12.

321J.4(1) – first conviction under 321J.2, if not administratively revoked, requires a 180 revocation if the test was failed or a one-year revocation if the person refused the test.

321J.4(2) – second conviction under 321J.2, if not administratively revoked, requires a one-year revocation if the person failed the test or a two-year revocation if the test was refused and has had prior revocation or conviction.

321J.4(3) – deferred judgment requires the department to revoke for 90 days (set by administrative rule 761 IAC 620.10) if not administratively revoked.

321J.4(4) - a third conviction requires the department to revoke for six years with a one-year period of ineligibility before a temporary restricted license (TRL) can be issued. This revocation is separate from any administrative revocation.

321J.4(5) – the court imposes an additional one-year revocation if the court determines the OWI offense caused a serious injury.

321J.4(6) – the court imposes a separate six-year revocation if the court determines the OWI offense caused a death.

707.6A(1) – the department imposes a six-year revocation based upon receipt of a conviction under this section.