

JAN 27 2000

JUDICIARY

HOUSE FILE 2088
BY REYNOLDS

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act making changes to the criminal penalty for certain driving
2 while suspended, denied, canceled, or revoked offenses.

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

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HF 2088

1 Section 1. Section 321.218, subsection 1, Code Supplement
2 1999, is amended to read as follows:

3 1. A person whose driver's license or operating privilege
4 has been denied, canceled, suspended, or revoked as provided
5 in this chapter or as provided in section 252J.8 or section
6 901.5, subsection 10, and who operates a motor vehicle upon
7 the highways of this state while the license or privilege is
8 denied, canceled, suspended, or revoked, commits a simple
9 serious misdemeanor. ~~In-addition-to-any-other-penalties,-the~~
10 ~~punishment-imposed-for-a-violation-of-this-subsection-shall~~
11 ~~include-assessment-of-a-fine-of-not-less-than-two-hundred~~
12 ~~fifty-dollars-nor-more-than-one-thousand-five-hundred-dollars.-~~

13 Sec. 2. Section 321A.32, subsection 1, Code Supplement
14 1999, is amended to read as follows:

15 1. Any person whose license or registration or
16 nonresident's operating privilege has been suspended, denied,
17 or revoked under this chapter or continues to remain suspended
18 or revoked under this chapter, and who, during such
19 suspension, denial, or revocation, or during such continuing
20 suspension or continuing revocation, drives any motor vehicle
21 upon any highway or knowingly permits any motor vehicle owned
22 by such person to be operated by another upon any highway,
23 except as permitted under this chapter, shall be guilty of a
24 simple serious misdemeanor. ~~In-addition-to-any-other~~
25 ~~penalties,-the-punishment-imposed-for-a-violation-of-this~~
26 ~~subsection-shall-include-assessment-of-a-fine-of-not-less-than~~
27 ~~two-hundred-fifty-dollars-nor-more-than-one-thousand-five~~
28 ~~hundred-dollars.-~~

29

EXPLANATION

30 This bill changes the criminal penalty for driving while
31 one's driver's license, operating privilege, or registration
32 has been suspended, denied, canceled, or revoked.

33 The amendments to Code sections 321.218 and 321A.32 change
34 the criminal penalty for driving while suspended, denied,
35 canceled or revoked from a simple misdemeanor to a serious

1 misdemeanor.

2 A serious misdemeanor is punishable by confinement for no
3 more than one year and a fine of at least \$250 but not more
4 than \$1,500. A simple misdemeanor is punishable by
5 confinement for no more than 30 days or a fine of at least \$50
6 but not more than \$500 or by both. The mandatory minimum fine
7 under Code sections 321.218 and 321A.32 is \$250.

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