

the time of the action of exposure, knew that the action of exposure could result in transmission of the human immunodeficiency virus, and consented to the action of exposure with that knowledge.

Approved April 13, 1998

CHAPTER 1088

PENALTIES FOR HOMICIDE BY VEHICLE

H.F. 2394

AN ACT providing for service of one hundred percent of the maximum sentence by and the suspension of a driver's license of a person charged with homicide by vehicle.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. **NEW SECTION. 321.210C VEHICULAR HOMICIDE SUSPENSION — TERMINATION UPON REVOCATION OF LICENSE — REOPENING OF SUSPENSION.**

1. If a trial information or indictment is filed charging a person with the offense of homicide by vehicle under section 707.6A, subsection 1 or 2, the clerk of the district court shall, upon the filing of the information or indictment, forward notice to the department including the name and address of the party charged, the registration number of the vehicle involved, if known, the nature of the offense, and the date of the filing of the indictment or information.

2. Upon receiving notice from the clerk of the district court that an indictment or information has been filed charging an operator with homicide by vehicle under section 707.6A, subsection 1, and if the person's license has not previously been suspended under chapter 321J, or under section 707.6A, subsection 2, the department shall notify the person that the person's motor vehicle license will be suspended effective ten days from the date of issuance of the notice. The department shall adopt rules relating to the suspension of the license of an operator pursuant to this section which shall include, but are not limited to, procedures for the surrender of the person's license to the department upon the effective date of the suspension.

3. If a person whose motor vehicle license has been suspended pursuant to this section is not convicted of the charge of homicide by vehicle under section 707.6A, subsection 1 or 2, upon record entry of disposition of the charge, the clerk of the district court shall forward a notice including the name and address of the party charged, the registration number of the vehicle involved, the nature of the offense charged by indictment or information, the date of the filing of the indictment or information, and of the disposition of the charge to the department. Upon receipt of the notice from the clerk, the department shall automatically rescind the suspension and reinstate the person's motor vehicle license without payment of any charge or penalty.

4. Upon receiving a record of conviction under section 321.206, for a violation of section 707.6A, subsection 1 or 2, and upon revocation of the person's license or operating privileges under section 321.209, the suspension under subsection 2 shall automatically terminate in favor of the revocation.

Sec. 2. Section 321A.17, Code 1997, is amended by adding the following new subsection:

NEW SUBSECTION. 7. This section does not apply to an individual whose administrative license suspension under section 321.210C has been rescinded and who is otherwise under no obligation to furnish proof of financial responsibility.

Sec. 3. Section 902.12, Code 1997, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Except as otherwise provided in section 903A.2, a person serving a sentence for conviction under section 707.6A, subsection 1 or 2, shall serve one hundred percent of the maximum term of the person's sentence and shall not be released on parole or work release, if the person was also convicted under section 321.261, subsection 3, based on the same facts or event that resulted in the conviction under section 707.6A, subsection 1 or 2.

Approved April 13, 1998

CHAPTER 1089

IOWA COMMUNICATIONS NETWORK CONNECTION

H.F. 2476

AN ACT providing for connection to the Iowa communications network by the quad cities graduate center.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. **ADDITIONAL CONNECTION.** Notwithstanding contrary provisions of chapter 8D, the Iowa telecommunications and technology commission shall provide for the construction of a connection to the network for the quad cities graduate center. The center shall be responsible for the costs associated with the connection to the network. The commission shall establish all hourly rates to be charged to the quad cities graduate center at an appropriate rate so that, at a minimum, there is no state subsidy related to the costs of the connection or use of the network by the center.

Approved April 13, 1998

CHAPTER 1090

VICTIM RIGHTS ACT

H.F. 2527

AN ACT providing for victim rights, providing for penalties, and an effective date.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. **NEW SECTION.** 915.1 TITLE.

This chapter shall be known and may be cited as "Victim Rights Act".