

**321.212 Period of suspension or revocation — surrender of license.**

1. a. (1) Except as provided in [section 321.210A](#) or [321.513](#) the department shall not suspend a license for a period of more than one year, except that a license suspended because of incompetency to drive a motor vehicle shall be suspended until the department receives satisfactory evidence that the former holder is competent to operate a motor vehicle and a refusal to reinstate constitutes a denial of license within [section 321.215](#); upon revoking a license the department shall not grant an application for a new license until the expiration of one year after the revocation, unless another period is specified by law.

(2) A suspension under [section 321.210, subsection 1](#), paragraph “a”, subparagraph (4), for a violation of [section 321.216B](#) shall not exceed six months. As soon as practicable after the period of suspension has expired, but not later than six months after the date of expiration, the department shall expunge information regarding the suspension from the person’s driving record.

b. The department shall not revoke a license under the provisions of [section 321.209, subsection 5](#), for more than thirty days nor less than five days as recommended by the trial court.

c. The department shall revoke a license for six months for a first offense under the provisions of [section 321.209, subsection 6](#), where the violation charged did not result in a personal injury or damage to property.

2. The department upon suspending or revoking a driver’s license shall require that the license be surrendered to and be retained by the department. At the end of the period of suspension the license surrendered shall be reissued to the licensee upon payment of the reinstatement fee under [section 321.191](#). At the end of a period of revocation the licensee must apply for a new driver’s license.

[C31, 35, §4960-d40, -d42, -d45; C39, §**5014.12, 5014.13**; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §321.212, 321.213; **82 Acts, ch 1167, §3**]

**85 Acts, ch 197, §4; 90 Acts, ch 1230, §56; 93 Acts, ch 16, §5; 93 Acts, ch 164, §2; 96 Acts, ch 1218, §60; 98 Acts, ch 1073, §9; 2010 Acts, ch 1061, §114; 2018 Acts, ch 1172, §96, 104**

2018 amendment takes effect July 1, 2018; Code editor received notice that the governor submitted the written certifications required by 2018 Acts, ch 1172, to the United States secretary of transportation on that date; **2018 Acts, ch 1172, §104**