

## REVISED INSTRUCTIONS FOR REQUEST AND NOTICE FORM

All previous forms **are obsolete and shall not** be used. When processing a commercial motor vehicle operator, use this form and read both advisories.

### IMPORTANT

Please press hard using a ball point pen. You are making an original and five copies, all of which must be legible. Determine the correct address of the driver.

### SERVICE OF NOTICE OF REVOCATION AND/OR DISQUALIFICATION

To serve notice of revocation to the driver, you must serve:

1. Driver copy of Form 432013, "Request and Notice Under Iowa Code Chapter 321J/Section 321.208"
- and 2. Form 432018, "Request for a Temporary Restricted License (Work Permit) or Hearing"
- and 3. Form 432019, "Operation of Iowa Code Chapter 321J, Section 321.208 and Your Rights".
- and 4. Form 430100, "Application For Temporary Restricted License".

These forms are parts 5, 6, 7 and 8 of the set. If you are serving a person under age 21 for testing .02 but less than .10, give the driver the "Driver's Copy" of Form 432013, Form 432018 and Form 432019 only.

NOTE: Failure to serve these forms may result in the revocation or disqualification being rescinded.

### ISSUANCE OF TEMPORARY LICENSES

The temporary license must be issued when both of the following conditions are met:

1. A notice of revocation or disqualification is being served for test results or test refusal
- and 2. A **Valid Iowa\*** driver license is being confiscated.

NOTE: Refusal to submit to chemical testing is not grounds for denying the issuance of a temporary license.

The temporary license cannot be issued if:

1. Test results are not available (usually blood or urine)
- or 2. The driver does not possess a **Valid Iowa\*** driver license
- or 3. The Iowa license is not surrendered.

\* Out-of-state driver licenses cannot be confiscated nor is a temporary license issued to an out-of-state driver.

### TEST RESULTS ARE NOT AVAILABLE

If the test results are not immediately available, **DO NOT** confiscate the Iowa driver license or complete any portion of the form below the signature of the driver. Rather, tear the driver copy (Part 5) along the perforation and give the top half to the driver. Do not give the driver Form 432018, 432019, and 430100 (parts 6, 7 and 8). Retain all other copies until a test result is received, then complete balance of form, with exception of revocation or disqualification notice and temporary license information, and distribute balance of forms as indicated. Office of Driver Services will then serve revocation or disqualification notice and Forms 432018, 432019, and 430100. NOTE, if you are processing a person under age 21 for a test of .02 but less than .10, the county attorney forms may be destroyed unless the person is charged with a criminal violation related to the incident.

### IMPLIED CONSENT ADVISORY

The Implied Consent Law requires that a peace officer advise the person of the following:

Refusal to submit to the withdrawal of a body specimen for chemical testing will result in revocation of your privilege to operate a motor vehicle for one year if you have not previously been revoked within the previous twelve years under the implied consent or drunk driving laws of this state or two years if you have one or more revocations within the previous twelve years. If you are under age 18, the revocation will be for the above periods, or until you reach age 18, whichever is longer.

Refusal to submit to a blood or urine test for drugs other than alcohol or a combination of alcohol and another drug constitutes a refusal and the above mentioned revocation periods apply.

If you consent to chemical testing and the test results indicate an alcohol concentration of ten hundredths or more, or if the test results indicate the presence of a controlled substance or other drug or a combination of alcohol and another drug in violation of 321J.2, the department shall revoke your privilege to operate a motor vehicle for a period of 180 days if you have no revocation within the previous twelve years under the drunk driving or implied consent law, or one year if you have one or more previous revocations under those provisions. If you are under age 18, the revocation will be for the above periods, or until you reach age 18, whichever is longer. If you are under age 21 and the test results indicate .02 but less than .10, your license will be revoked for 60 days if you have no previous revocation under Iowa Code Chapter 321J within the previous twelve years and 90 days if you have a previous revocation under Iowa Code Chapter 321J within the previous twelve years.

### ADDITIONAL IMPLIED CONSENT ADVISORY FOR COMMERCIAL MOTOR VEHICLE OPERATORS ONLY

If you are operating a commercial motor vehicle and you submit to chemical testing and the test results indicate an alcohol concentration of four hundredths or more **OR** if you refuse to submit to chemical testing, you shall be disqualified from operating a commercial motor vehicle for a period of one year.

The disqualification from operating a commercial motor vehicle shall be for three years instead of one year if you are operating a commercial motor vehicle transporting hazardous material of a type or quantity requiring vehicle placarding.

The disqualification shall be for life instead of the periods above if you previously committed any of the following acts or offenses in any state or foreign jurisdiction while operating a commercial motor vehicle after June 30, 1990; (a) operating while under the influence of an alcoholic beverage or other drug or controlled substance or a combination of such substances; (b) operating with an alcohol concentration of four hundredths or more; (c) refusal to submit to required chemical testing; (d) failure to stop and render aid at the scene of an accident involving your vehicle; (e) a felony or aggravated misdemeanor. The lifetime disqualification may be reduced to 10 years as provided by Federal law.