

SF 356

Driver's Licenses, Driver's Records, and Identity Theft

- Section 1 Amends Code section 321.196 to state that a driver's license issued to a foreign national who is temporarily present in Iowa shall be issued only for the length of time the foreign national is authorized to be present, as verified by the DOT, not to exceed two years. Current law specifies the DOT is to determine the length of time the foreign national is authorized to be present. The word "determined" is changed to "verified" to clarify there must be documentation supporting the legal presence.
- Section 2 Creates new Code section 321.200A to establish a new process to remove certain traffic convictions from a person's driving record when the traffic conviction was entered on a person's record as a result of identity theft. The new process is limited to scheduled violations under Code chapter 321.
- Under this process, the DOT serves as the point of entry for a person applying to remove a false conviction from the person's driving record. The DOT may investigate and approve or deny the application. An applicant with an approved application is required to move in district court to set aside the judgment or conviction. A district court order is still required before the DOT can remove the conviction or otherwise alter the person's driving record.
- The DOT is required to adopt rules to implement the section.
- Section 3 Amends Code section 811.9 to allow the court to set aside a judgment of forfeiture of bond or bail if a conviction for a scheduled violation under Code chapter 321 is set aside under the procedures established in Code section 321.200A.