

1 notify the violator and suspend the driving privileges of the violator for 90
 2 days whether or not that person has a driver's license.

3 (4) Upon a third or subsequent conviction of a violation of this
 4 section, the court shall order the division of vehicles to suspend the driving
 5 privilege of such offender for one year. Upon receipt of the court order, the
 6 division shall notify the violator and suspend the driving privileges of the
 7 violator for one year whether or not that person has a driver's license.

8 (e) This section shall not apply to the possession and consumption of
 9 cereal malt beverage by a person under the legal age for consumption of
 10 cereal malt beverage when such possession and consumption is permitted
 11 and supervised, and such beverage is furnished, by the person's parent or
 12 legal guardian.

13 (f) (1) A person is immune from criminal prosecution for a violation
 14 of this section, and any city ordinance or county resolution prohibiting the
 15 acts prohibited by this section, if such person:

16 (A) (i) Contacted law enforcement or emergency medical services
 17 and requested medical assistance needed due to alcohol consumption; and

18 (ii) cooperated with emergency medical assistance personnel and law
 19 enforcement officers on the scene; or

20 (B) (i) contacted law enforcement or emergency medical services; or
 21 acted in concert with another person who contacted law enforcement or
 22 emergency medical services; and requested medical assistance for an
 23 individual who reasonably appeared to be in need of medical assistance
 24 due to alcohol consumption;

25 (ii) provided their full name and any other relevant information
 26 requested by law enforcement or emergency medical services;

27 (iii) remained at the scene with the individual who reasonably
 28 appeared to be in need of medical assistance due to alcohol consumption
 29 until emergency medical assistance personnel and law enforcement
 30 officers arrived; and

31 (iv) cooperated with emergency medical assistance personnel and
 32 law enforcement officers on the scene.

33 (2) A court may order a person immune from criminal prosecution
 34 pursuant to this subsection to perform community service, not to exceed 40
 35 hours.

36 (3) A person shall not be allowed to initiate or maintain an action
 37 against a law enforcement officer, or such officer's employer, based on the
 38 officer's compliance or failure to comply with this subsection.

39 (g) Any city ordinance or county resolution prohibiting the acts
 40 prohibited by this section shall provide a minimum penalty which is not
 41 less than the minimum penalty prescribed by this section.

42 (g) (h) A law enforcement officer may request a person under 21
 43 years of age to submit to a preliminary screening test of the person's breath

that is 18 or more years of age but less
 than 21 years of age

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