FILED
JUN 28 1979
CLERK SUPREME COURT

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IN THE COURT OF APPEALS OF IOWA

STATE OF IOWA,	)	
Plaintiff - Appellee,	)	Filed June 28, 1979
vs.	)	
DAVID VERNON BRYANT,	)	168 / 62549
Defendant - Appellant.	)	

Appeal from Marshall District Court - George G. Fagg, Judge.

Defendant appeals one year jail sentence imposed on his guilty plea to O.M.V.U.I., first offense. - Affirmed.

Barry S. Kaplan & Dennis D. Hogan, of Fairall, Fairall, Reeves & Kaplan, Marshalltown, for Defendant - Appellant.

Thomas J. Miller, Attorney General of Iowa and Lona Hansen, Assistant Attorney General, for Plaintiff - Appellee.

Submitted to Oxberger, C. J., and Donielson, Snell, Carter and Johnson, JJ.

PER CURIAM

The single issue presented by this appeal is whether trial court abused its discretion in sentencing defendant, David Bryant, to a jail term of one year after defendant pled guilty to O.M.V.U.I., first offense, in violation of section 321.281, The Code 1979.

It is well established that as long as a sentence is within the statutory maximum it will not be reversed on appeal absent an abuse of discretion. State v. Grgurich, 253 N.W.2d 605, 606 (Iowa 1977). The sentence imposed in the instant case was within the statutory maximum. Section 903.1(2), The Code. Defendant argues nonetheless that he should have been sentenced to a shorter jail term and/or committed for treatment as an alcoholic. The record shows that the trial court considered a variety of factors in reaching its sentencing conclusion. Some of these factors included defendant's record of numerous motor vehicle violations, his admitted abuse of alcohol and marijuana, and the ineffectiveness of previous fines to alter defendant's behavior. Although the sentence imposed was severe we find no abuse of discretion on the part of the trial court.

AFFIRMED.