

TRANSPORTATION DEPARTMENT[761]

Regulatory Analysis

Notice of Intended Action to be published: 761—Chapter 620
“OWI and Implied Consent”

Iowa Code section(s) or chapter(s) authorizing rulemaking: 307.12(1)“j,” 321J.17 and 321J.17A
State or federal law(s) implemented by the rulemaking: Iowa Code sections 321J.17, 321J.17A
and 321J.20

Public Hearing

A public hearing at which persons may present their views orally or in writing will be held as follows:

June 23, 2026
1:30 to 2 p.m.

[Microsoft Teams](#)
Or dial: 515.817.6093
Conference ID: 223 340 30#

Public Comment

Any interested person may submit written comments concerning this Regulatory Analysis, which must be received by the Department of Transportation no later than 4:30 p.m. on the date of the public hearing. Comments should be directed to:

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Ankeny, Iowa 50021
Email: sara.siedsma@iowadot.us

Purpose and Summary

The purpose of the proposed amendments is to clarify that reports of installations and deinstallations of ignition interlock devices from providers are to be submitted to the Department electronically through the Department’s new information technology (IT) system and provide greater flexibility in the issuance, as authorized by Iowa Code section 321J.20(6), of temporary restricted license extensions after an operating while intoxicated (OWI) license revocation period has ended.

Analysis of Impact

1. Persons affected by the proposed rulemaking:

• **Classes of persons that will bear the costs of the proposed rulemaking:**

There are no costs or fees associated with these proposed amendments. Electronic submission of notices of installation and deinstallation of ignition interlock devices is a functionality being built into the Department’s new IT system.

• **Classes of persons that will benefit from the proposed rulemaking:**

Persons having to install an ignition interlock device as a condition of a temporary restricted license or license reinstatement will benefit from having notices of installation and deinstallation of the devices submitted electronically, which allows for quicker processing. Persons seeking an extension of a temporary restricted license after the person’s OWI license revocation has ended will benefit from the greater flexibility in the rule allowing the Department to automatically extend the

temporary restricted license for six months, while still retaining the ability to extend for a longer period for reasons of hardship.

2. Impact of the proposed rulemaking, economic or otherwise, including the nature and amount of all the different kinds of costs that would be incurred:

• **Quantitative description of impact:**

There are no quantitative impacts.

• **Qualitative description of impact:**

There are no qualitative impacts.

3. Costs to the State:

• **Implementation and enforcement costs borne by the agency or any other agency:**

There are no implementation or enforcement costs because of the proposed amendments.

• **Anticipated effect on State revenues:**

There are no anticipated effects on State revenues because of the proposed amendments.

4. Comparison of the costs and benefits of the proposed rulemaking to the costs and benefits of inaction:

There is no benefit of inaction. Submission of notices of installation and deinstallation of ignition interlock devices electronically through the Department's new IT system will allow for quicker processing, and persons seeking an extension of a temporary restricted license after the person's OWI license revocation has ended will benefit from the greater flexibility in the chapter allowing the Department to automatically extend the temporary restricted license for six months, while still retaining the ability to extend for a longer period for reasons of hardship.

5. Determination whether less costly methods or less intrusive methods exist for achieving the purpose of the proposed rulemaking:

There are no less costly or less intrusive methods to achieve the purpose of the proposed amendments.

6. Alternative methods considered by the agency:

• **Description of any alternative methods that were seriously considered by the agency:**

The Department did not consider alternatives for the proposed amendments.

• **Reasons why alternative methods were rejected in favor of the proposed rulemaking:**

Not applicable.

Small Business Impact

If the rulemaking will have a substantial impact on small business, include a discussion of whether it would be feasible and practicable to do any of the following to reduce the impact of the rulemaking on small business:

• Establish less stringent compliance or reporting requirements in the rulemaking for small business.

• Establish less stringent schedules or deadlines in the rulemaking for compliance or reporting requirements for small business.

• Consolidate or simplify the rulemaking's compliance or reporting requirements for small business.

• Establish performance standards to replace design or operational standards in the rulemaking for small business.

• Exempt small business from any or all requirements of the rulemaking.

If legal and feasible, how does the rulemaking use a method discussed above to reduce the substantial impact on small business?

There is no small business impact from the proposed amendments.

Text of Proposed Rulemaking

ITEM 1. Amend paragraph **620.3(2)“b”** as follows:

b. Provide certification of installation of an approved ignition interlock device on each vehicle required pursuant to Iowa Code section 321J.20(2) unless proof of installation is provided to the department electronically by the ignition interlock device provider.

ITEM 2. Amend subrule 620.4(2) as follows:

620.4(2) *Electronic reporting.*

a. An approved ignition interlock device provider shall electronically report ~~a notice of violation occurrence and a final compliance report to the department in a manner approved by the department.~~ in a manner approved by the department, the following notices and reports:

(1) Notices of installation and deinstallation of ignition interlock devices.

(2) Notices of violation occurrences.

(3) Final compliance reports.

b. An approved ignition interlock provider shall retain all data, information and records associated with a notice of violation occurrence and final compliance report for a period of at least five years and make such data available to the department upon request.

ITEM 3. Amend rule 761—620.7(307,321,321J) as follows:

761—620.7(307,321,321J) Issuance of temporary restricted license after revocation period has expired. The department may automatically issue a temporary restricted license under Iowa Code section 321J.20(6) for six months from the end of the original revocation, ~~unless~~ if a longer period of time is necessary to complete the requirements for driver’s license reinstatement.

620.7(1) ~~A~~ For extensions beyond six months, an applicant for a temporary restricted license under this rule must demonstrate to the satisfaction of the department one of the following:

a. That a course for drinking drivers was not readily available to the person during the revocation period and the six-month period after the revocation and that the applicant has enrolled in a course for drinking drivers. The applicant must furnish the dates the class will begin and end.

b. and *c.* No change.

620.7(2) No change.