Regulatory Analysis

Notice of Intended Action to be published: 761—Chapter 615
"Sanctions"

Iowa Code section(s) or chapter(s) authorizing rulemaking: 321.210
State or federal law(s) implemented by the rulemaking: Iowa Code section 321.210

Public Hearing

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

November 4, 2025 1 to 1:30 p.m.	Microsoft Teams Or dial: 515.817.6093 Conference ID: 323 137 851#

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:

Sara Siedsma
6310 SE Convenience Boulevard
Ankeny, Iowa 50021
Email: sara.siedsma@iowadot.us

Purpose and Summary

The purpose of these proposed amendments to Chapter 615 is to comply with 2025 Iowa Acts, Senate File 22, section 7. This legislation, which implements Iowa's hands-free driving law, now includes convictions under Iowa Code section 321.276 in the determination of whether a driver's license suspension will be issued.

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 this proposed rulemaking beyond what is required by the underlying statute.

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

Persons who are subject to a driver's license suspension authorized under Iowa Code section 321.210 will benefit by having the rules accurately reflect the types of convictions that are eligible to be considered in the determination to suspend a driver's license.

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 additional quantitative impacts that were not already anticipated as a result of the underlying statute.

- **Qualitative description of impact:**

There are no additional qualitative impacts that were not already anticipated as a result of the underlying statute.

3. **Costs to the State:**

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

There are no additional implementation or enforcement costs in the proposed rules that were not already required as a result of the underlying statute.

- **Anticipated effect on State revenues:**

There are no anticipated effects on State revenues beyond the underlying statute.

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

There is no benefit of inaction. The amendments to this chapter are required to conform with 2025 Iowa Acts, Senate File 22, section 7.

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 these proposed rules.

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 these proposed rules.

- **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 impact on small business beyond what was already anticipated under the statute.

Text of Proposed Rulemaking

ITEM 1. Amend rule 761—615.5(321) as follows:

761—615.5(321) Suspension of a habitually reckless or negligent driver.

615.5(1) No change.

615.5(2) In this rule, speeding violations specified in Iowa Code section 321.210(2)*"d"* ~~and violations under Iowa Code section 321.276~~ are not included.

This rule is intended to implement Iowa Code section 321.210 as amended by 2025 Iowa Acts, Senate File 22, section 7.

ITEM 2. Amend rule 761—615.6(321) as follows:

761—615.6(321) Suspension of a habitual violator.

615.6(1) and **615.6(2)** No change.

615.6(3) In this rule, speeding violations specified in Iowa Code section 321.210(2)*"d"* ~~and violations under Iowa Code section 321.276~~ are not included.

This rule is intended to implement Iowa Code section 321.210 as amended by 2025 Iowa Acts, Senate File 22, section 7.