

901D.7 Placement and enrollment.

1. Subject to [sections 901D.3](#) and [901D.6](#), a participant may be placed in the program as a condition of bond, pretrial release, sentence, probation, parole, or a temporary restricted license. However, a person who has been required to participate in the program by a court or governmental entity and whose driver's license is suspended or revoked shall not begin participation in the program or be subject to the testing required by the program until the person is eligible for a temporary restricted license under applicable law.

2. An order or directive placing a participant in the program shall include the type of testing required to be administered in the program and the length of time that the participant is required to remain in the program which shall be for no less than ninety days. The order or directive shall additionally require that the participant not have failed a test result or have missed a required testing during the thirty-day period immediately preceding the end of participation in the program. The person issuing the order or directive shall send a copy of the order or directive to the law enforcement agency of the participating jurisdiction.

3. Upon receipt of a copy of an order or directive, a representative of the law enforcement agency of the participating jurisdiction shall enroll a participant in the program prior to testing.

4. At the time of enrollment, a representative of the law enforcement agency of the participating jurisdiction shall enter the participant's information into the data management system described in [section 901D.5](#). The representative of the agency shall provide the participant with the appropriate materials required by the program, inform the participant that the participant's information may be shared for law enforcement and reporting purposes, and provide the participant with information related to the required testing, procedures, and fees.

5. The participant shall sign a form stating that the participant understands the program requirements and releases the participant's information for law enforcement and reporting purposes.

6. A participant shall report to the program for testing for the length of time ordered by the court, the board of parole, the department of corrections, or a parole officer.

[2017 Acts, ch 76, §9](#); [2019 Acts, ch 66, §2](#)

Referred to in [§321J.20](#)

Subsection 2 amended