

CHAPTER 625
DRIVER'S LICENSES FOR UNDERCOVER LAW ENFORCEMENT OFFICERS

Chapter rescission date pursuant to Iowa Code section 17A.7: 11/19/30

761—625.1(321) Application.

625.1(1) The application for an undercover driver's license must:

- a. Be in writing.
- b. Include a fictitious name as well as the applicant's true identity.
- c. Include a statement of need.
- d. Be signed by both the applicant and the head, or the designee of the head with supervisory authority over the applicant, of the law enforcement agency employing the applicant.
- e. Be submitted to the Motor Vehicle Division, Iowa Department of Transportation, 6310 SE Convenience Boulevard, Ankeny, Iowa 50021.

625.1(2) All applications will be investigated by the department. An investigation will include but not be limited to a 50-state check of the fictitious name and verification of the applicant's employment with the sponsoring law enforcement agency.

625.1(3) The department will determine if the undercover license is necessary.

625.1(4) The department may approve or deny the application based on the results of the investigation and the determination of necessity.

625.1(5) An applicant employed by a state or local law enforcement agency that is located in a state other than Iowa is not eligible for an undercover driver's license issued under this chapter.

[ARC 9624C, IAB 10/15/25, effective 11/19/25]

761—625.2(321) Issuance and cancellation.

625.2(1) To obtain an undercover license after the application is approved, the applicant is to appear at the Motor Vehicle Division offices, Iowa Department of Transportation, 6310 SE Convenience Boulevard, Ankeny, Iowa, with all applicable documents necessary for the issuance of an undercover license.

625.2(2) In accordance with the provisions in 6 CFR Section 37.11 effective as of January 1, 2024, the requirements under rule 761—601.5(321) are waived for the issuance of an undercover license.

625.2(3) An undercover license may not be renewed. The department may issue a subsequent new undercover license to an applicant who submits a new application and continues to meet the requirements of rule 761—625.1(321).

625.2(4) When the need for an undercover license no longer exists or if the licensee ceases to be employed by the sponsoring law enforcement agency, the licensee shall surrender the undercover license to the motor vehicle division for cancellation.

[ARC 9624C, IAB 10/15/25, effective 11/19/25]

761—625.3(22,80G,321) Records.

625.3(1) Applications, forms and other records of the department that establish the true identity of an applicant or licensee under this chapter are confidential public records under Iowa Code sections 22.7, 80G.3 and 321.189A. The fictitious license information itself is not confidential, except as provided in Iowa Code section 321.11.

625.3(2) The open public records of the department will not contain any information or indicator that would distinguish any undercover license issued under this chapter from any other driver's license issued by the department.

625.3(3) An undercover license issued under this chapter will appear on the driver's license record system.

[ARC 9624C, IAB 10/15/25, effective 11/19/25]

These rules are intended to implement Iowa Code sections 22.7, 80G.3, 321.189, 321.189A and 321.196 and 6 CFR Section 37.11 effective as of January 1, 2025.

[Filed 8/26/97, Notice 7/2/97—published 9/24/97, effective 10/29/97]

[Filed 10/28/98, Notice 9/23/98—published 11/18/98, effective 12/23/98]

[Filed ARC 0347C (Notice ARC 0201C, IAB 7/11/12), IAB 10/3/12, effective 11/7/12]

[Filed ARC 4002C (Notice ARC 3866C, IAB 7/4/18), IAB 9/12/18, effective 10/17/18]

[Filed ARC 5205C (Notice ARC 5100C, IAB 7/29/20), IAB 10/7/20, effective 11/11/20]

[Filed ARC 6846C (Notice ARC 6703C, IAB 11/30/22), IAB 2/8/23, effective 3/15/23]

[Filed ARC 9624C (Notice ARC 9295C, IAB 5/28/25), IAB 10/15/25, effective 11/19/25]