

**Senate File 364 - Introduced**

SENATE FILE 364  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 1055)

**A BILL FOR**

1 An Act relating to the Iowa sobriety and drug monitoring  
2 program.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321J.20, subsection 9, Code 2019, is  
2 amended to read as follows:

3 9. Notwithstanding any other provision of law to the  
4 contrary, in any circumstance in which **this chapter** requires  
5 the installation of an ignition interlock device in all  
6 vehicles owned or operated by a person as a condition of  
7 the person's license or privilege to operate noncommercial  
8 motor vehicles, the department shall require the person to  
9 be a participant in and in compliance with a sobriety and  
10 drug monitoring program established pursuant to **chapter 901D**  
11 if the person's offense under **this chapter** qualifies as an  
12 eligible offense as defined in **section 901D.2**, and the person's  
13 offense occurred in a participating jurisdiction, as defined  
14 in **section 901D.2**. The requirement to participate in and  
15 comply with a sobriety and drug monitoring program shall  
16 continue for the time period required pursuant to section  
17 901D.7. The department of public safety shall notify the  
18 department when the person has completed participation in the  
19 sobriety and drug monitoring program. **This subsection** shall  
20 not apply if the court enters an order finding the person is  
21 not required to participate in a sobriety and drug monitoring  
22 program. The department, in consultation with the department  
23 of public safety, may adopt rules for issuing and accepting a  
24 certification of participation in and compliance with a program  
25 established pursuant to **chapter 901D**. **This subsection** shall be  
26 construed and implemented to comply with 23 U.S.C. §164(a), as  
27 amended by the federal Fixing America's Surface Transportation  
28 Act, Pub. L. No. 114-94, §1414, and shall not apply if such  
29 application results in a finding of noncompliance with 23  
30 U.S.C. §164 that results or will result in a reservation  
31 or transfer of funds pursuant to 23 U.S.C. §164(b). This  
32 subsection shall not authorize the operation of a motor vehicle  
33 for any purpose not otherwise authorized by **this chapter**.

34 Sec. 2. Section 901D.7, subsection 2, Code 2019, is amended  
35 to read as follows:



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1     The bill requires the department of public safety to submit  
2 a report to the general assembly by December 1, 2023, detailing  
3 the effectiveness of the program and to make recommendations  
4 concerning the continued implementation of the program or the  
5 elimination of the program.

6     The bill repeals Code chapter 901D on July 1, 2024.