

Senate File 2355 - Introduced

SENATE FILE 2355

BY LOFGREN

A BILL FOR

1 An Act relating to intelligent speed assistance devices on motor
2 vehicles, making penalties applicable, and including effective
3 date provisions.

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

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1 Section 1. Section 321.177, Code 2026, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 10. To any person whose driver's license was
4 revoked under section 321.209, subsection 1, paragraph "h" or
5 "i", or section 321.209, subsection 2, who has not complied with
6 section 321.215, subsection 1A.

7 Sec. 2. Section 321.209, Code 2026, is amended to read as
8 follows:

9 **321.209 Mandatory revocation.**

10 1. The department, upon thirty days' notice and without
11 preliminary hearing, shall revoke the license or operating
12 privilege of an operator upon receiving a record of the
13 operator's conviction for any of the following offenses, when
14 such conviction has become final:

15 ~~1.~~ a. Manslaughter resulting from the operation of a motor
16 vehicle.

17 ~~2.~~ b. A felony if during the commission of the felony a
18 motor vehicle is used.

19 ~~3.~~ c. Failure to stop and render aid as required under the
20 laws of this state or to otherwise comply with section 321.261 in
21 the event of a motor vehicle accident resulting in the death or
22 personal injury of another.

23 ~~4.~~ d. Perjury or the making of a false affidavit or
24 statement under oath to the department under this chapter or
25 under any other law relating to the ownership or operation of
26 motor vehicles.

27 ~~5.~~ e. ~~Conviction, or forfeiture of bail not vacated, upon~~
28 ~~two charges~~ A second or subsequent charge of reckless driving.

29 ~~6.~~ f. ~~Conviction of drag~~ Drag racing.

30 ~~7.~~ g. Eluding or attempting to elude a law enforcement
31 vehicle as provided in section 321.279.

32 h. Exceeding a speed limit with a detected speed of ten miles
33 per hour or more in excess of the speed limit if the speed
34 limit was forty miles per hour or lower, if not revoked under
35 subsection 2.

1 i. Exceeding a speed limit with a detected speed of twenty
2 miles per hour or more in excess of the speed limit if the speed
3 limit was higher than forty miles per hour, if not revoked under
4 subsection 2.

5 2. Upon certification, subject to penalty for perjury, by a
6 peace officer who issues a citation for exceeding a speed limit
7 to a person who operated a motor vehicle with a detected speed
8 described in subsection 1, paragraph "h" or "i", the department
9 shall revoke the person's driver's license.

10 a. The peace officer who detected the excessive speed may,
11 on behalf of the department, serve immediate notice of intention
12 to revoke and of revocation on the person. If the peace
13 officer serves immediate notice, the peace officer shall take
14 the Iowa driver's license of the person, if any, and issue a
15 temporary license effective for ten days. The peace officer
16 shall immediately send the person's license to the department
17 along with the officer's certificate indicating the person's
18 detected excessive speed.

19 b. A person whose driver's license is revoked under this
20 subsection may appeal the revocation in the manner provided to
21 a person suspected of violating section 321J.2 as provided in
22 section 321J.13.

23 c. The department shall adopt rules pursuant to chapter 17A
24 to administer this subsection.

25 Sec. 3. Section 321.212, subsection 1, paragraphs b and c,
26 Code 2026, are amended to read as follows:

27 b. The department shall not revoke a license under the
28 provisions of section 321.209, subsection 5 1, paragraph "e", for
29 more than thirty days nor less than five days as recommended by
30 the trial court.

31 c. The department shall revoke a license for six months for a
32 first offense under the provisions of section 321.209, subsection
33 6 1, paragraph "f", where the violation charged did not result in
34 a personal injury or damage to property.

35 Sec. 4. Section 321.215, subsection 1, paragraph b, Code

1 2026, is amended to read as follows:

2 b. However, a temporary restricted license shall not be
 3 issued to a person whose license is revoked pursuant to a court
 4 order issued under section 321.209, ~~subsections 1 through 5~~
 5 subsection 1, paragraphs "a" through "d"; to a juvenile whose
 6 license has been suspended or revoked pursuant to a dispositional
 7 order under section 232.52, subsection 2, paragraph "a", for a
 8 violation of chapter 124 or 453B or section 126.3; to a juvenile
 9 whose license has been suspended under section 321.213B; or to
 10 a person whose license has been suspended pursuant to a court
 11 order under section 714.7D. A temporary restricted license may
 12 be issued to a person whose license is revoked under section
 13 321.209, subsection ~~6~~ 1, paragraph "f", only if the person has no
 14 previous drag racing convictions. A person holding a temporary
 15 restricted license issued by the department under this section
 16 shall not operate a motor vehicle for pleasure.

17 Sec. 5. Section 321.215, Code 2026, is amended by adding the
 18 following new subsection:

19 NEW SUBSECTION. 1A. The department shall not issue a
 20 temporary restricted license to a person whose driver's license
 21 was revoked under section 321.209, subsection 1, paragraph "h"
 22 or "i", or section 321.209, subsection 2, unless the person
 23 certifies that the person's vehicle has an intelligent speed
 24 assistance device installed in accordance with section 321.286.
 25 A temporary restricted license issued to a person under this
 26 subsection is valid for one year.

27 Sec. 6. Section 321.215, subsection 2, unnumbered paragraph
 28 1, Code 2026, is amended to read as follows:

29 Upon conviction and the suspension or revocation of a
 30 person's noncommercial driver's license under section 321.209,
 31 ~~subsection 5, 6, or 7~~ 1, paragraph "e", "f", or "g", or
 32 section 321.210, 321.210A, or 321.513; or upon the denial of
 33 issuance of a noncommercial driver's license under section
 34 321.560, based solely on offenses enumerated in section 321.555,
 35 subsection 1, paragraph "c", or section 321.555, subsection

1 2; or upon suspension or revocation of a juvenile's driver's
2 license pursuant to a dispositional order under section 232.52,
3 subsection 2, paragraph "a", for a violation of chapter 124 or
4 453B, or section 126.3; or upon suspension of a driver's license
5 pursuant to a court order under section 714.7D, the person may
6 apply to the department for a temporary restricted license to
7 operate a motor vehicle for the limited purpose or purposes
8 specified in subsection 1. The application may be granted only
9 if all of the following criteria are satisfied:

10 Sec. 7. NEW SECTION. **321.286 Intelligent speed assistance**
11 **device.**

12 1. a. A person who is required to have an intelligent speed
13 assistance device installed on a motor vehicle as a condition for
14 operating a motor vehicle under a temporary restricted license
15 issued pursuant to section 321.215, subsection 1A, shall not
16 operate a motor vehicle without an approved intelligent speed
17 assistance device installed.

18 b. A person shall not tamper with, circumvent, or remove an
19 intelligent speed assistance device, unless authorized by the
20 department.

21 c. The department shall cancel the temporary restricted
22 license of a person who operates a motor vehicle in violation of
23 paragraph "a" or "b".

24 2. a. The commissioner of public safety shall adopt rules
25 pursuant to chapter 17A to approve certain intelligent speed
26 assistance devices, the means of installation of the devices,
27 and a process for persons deemed to have limited resources
28 to be eligible for a discount on intelligent speed assistance
29 device fees, and shall establish the speed beyond which an
30 intelligent speed assistance device will not allow operation of
31 the motor vehicle in which it is installed. The commissioner
32 may adjust intelligent speed assistance device requirements based
33 on findings and emerging best practices in intelligent speed
34 assistance device technology.

35 b. The commissioner of public safety shall not approve

1 an intelligent speed assistance device if the device collects
2 unnecessary data not related to the device's proper function,
3 as determined by the commissioner, or if the device vendor does
4 not minimize storage of sensitive or location data or implement
5 sufficient security protections.

6 c. Data related to the use of an intelligent speed assistance
7 device may be shared with the department or a court. Data
8 collected by an intelligent speed assistance device shall not
9 be sold, licensed, or used for commercial purposes. Data
10 related to the use of an intelligent speed assistance device
11 shall not otherwise be shared except under any of the following
12 circumstances:

- 13 (1) When required by a court order.
- 14 (2) In accordance with another law.
- 15 (3) If the data is not personalized and is aggregated for
16 research or evaluation purposes.

17 3. A motor vehicle manufacturer, importer, or dealer is not
18 liable for any loss, injury, or damages caused by the design,
19 manufacture, installation, improper installation, use, or misuse
20 of an intelligent speed assistance device. However, a motor
21 vehicle manufacturer, importer, or dealer is liable for damages
22 if the manufacturer, distributor, or retailer knowingly engages
23 in a repair or update to the intelligent speed assistance device
24 and such repair or update proximately causes loss, injury,
25 or damage. This section does not require a motor vehicle
26 manufacturer, importer, or dealer to manufacture, distribute, or
27 offer for sale a motor vehicle that includes or is compatible
28 with an intelligent speed assistance device. This section does
29 not prohibit a lessor or lienholder from requiring a motor
30 vehicle lessee or owner to notify the lessor or lienholder that
31 an intelligent speed assistance device has been installed on a
32 motor vehicle that is subject to a lease or finance agreement.

33 4. The department shall submit a report to the general
34 assembly on or before the second Monday in January each year
35 and shall publish the report on the department's internet site.

1 The report must summarize intelligent speed assistance device use
2 data and include the number of participants, recidivism rates,
3 and user compliance.

4 5. For purposes of this section, "intelligent speed
5 assistance device" means an aftermarket device that uses
6 location-based technology to automatically regulate vehicle
7 acceleration and speed in accordance with the applicable speed
8 limit for the vehicle's current location.

9 Sec. 8. EFFECTIVE DATE. This Act takes effect October 1,
10 2026.

11 EXPLANATION

12 The inclusion of this explanation does not constitute agreement with
13 the explanation's substance by the members of the general assembly.

14 This bill provides for the required installation and
15 regulation of intelligent speed assistance devices (ISAD) on
16 motor vehicles.

17 Under the bill, the department of transportation is required
18 to revoke the driver's license of a person who exceeds a speed
19 limit by 10 miles per hour (MPH) or more if the speed limit
20 was 40 MPH or lower, or by 20 MPH or more if the speed limit
21 was higher than 40 MPH. A peace officer is authorized to serve
22 immediate notice of the revocation, which takes effect 10 days
23 following service of the notice.

24 A person whose driver's license is revoked under the bill is
25 not eligible to receive a driver's license unless the person
26 obtains a temporary restricted license (TRL) first. A person is
27 eligible to be issued a TRL if the person installs an ISAD on the
28 person's vehicle. A TRL issued pursuant to the bill is valid for
29 one year.

30 A person who operates a motor vehicle without an ISAD
31 installed, or who tampers with, circumvents, or removes an ISAD
32 without authorization, is subject to cancellation of the TRL.

33 The commissioner of public safety is required to adopt
34 administrative rules regarding ISAD vendor requirements, ISAD
35 financial assistance eligibility, and other ISAD processes and

1 requirements.

2 The bill provides liability limitations and reporting
3 requirements.

4 By operation of law, a person who does an act forbidden or
5 fails to perform an act required by the bill commits a simple
6 misdemeanor. A simple misdemeanor is punishable by confinement
7 for no more than 30 days and a fine of at least \$105 but not more
8 than \$855.

9 The bill takes effect October 1, 2026.

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