

**House File 788 - Reprinted**

HOUSE FILE 788  
BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO HF 162)

(As Amended and Passed by the House March 5, 2026)

**A BILL FOR**

1 An Act requiring state employees to provide a specimen for  
2 alcohol and drug analysis following certain motor vehicle  
3 accidents or collisions resulting in serious injury or death  
4 under certain circumstances, and making penalties applicable.  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. **321.270 Required alcohol and drug**  
2 **analysis for state employees operating state-owned motor**  
3 **vehicles.**

4 1. A state employee who was involved in an accident or  
5 collision resulting in serious injury or death while operating  
6 a motor vehicle owned by the state shall provide a specimen of  
7 the person's urine for analysis of the specimen to determine  
8 the alcohol concentration or presence of a controlled substance  
9 or other drugs, if there is probable cause that the person  
10 was operating a motor vehicle in violation of section 321J.2  
11 or 321J.2A. The person shall provide the specimen to a peace  
12 officer as soon as practicable within two hours after the person  
13 is involved in the accident or collision.

14 2. A specimen provided under this section shall be analyzed  
15 in a manner in accordance with chapter 321J to determine the  
16 alcohol concentration or presence of a controlled substance or  
17 other drugs.

18 3. The person may have an independent analysis performed on  
19 the provided specimen, administered at the person's own expense.  
20 The failure or inability of the person to obtain an independent  
21 analysis does not preclude the admission of evidence of the  
22 results of the analysis administered pursuant to this section.  
23 Upon the request of the person who provided a specimen, the  
24 results of the analysis administered pursuant to this section  
25 shall be made available to the person.

26 4. This section does not apply if a blood, breath, or urine  
27 specimen is taken pursuant to chapter 321J.

28 5. For purposes of this section, "serious injury" means the  
29 same as defined in section 702.18.