

COMMISSION MINUTES

September 9, 2025

IOWA TRANSPORTATION COMMISSION

Meeting Agenda / Commission Orders

September 9, 2025

Lincoln Highway Conference Room - Iowa DOT Complex
Ames, IA

ITEM NUMBER	TITLE	SUBMITTED BY	PAGE
1:00 p.m.			
D-2026-17	*Approve Minutes of the August 12, Commission Meeting Commission Comments DOT Comments	Jill Smith	2
MV-2026-18	*Administrative Rules - 761 IAC Chapter 425, Motor Vehicle and Towable Recreational Vehicle Dealer Manufacturers, Distributors and Wholesalers	Sara Siedsma	4
MV-2026-19	*Administrative Rules - 761 IAC Chapter 500, Interstate Registration and Operation of Vehicles	Sara Siedsma	17
MV-2026-20	*Administrative Rules - 761 IAC Chapter 601, Application for License	Sara Siedsma	26
MV-2026-21	*Administrative Rules - 761 IAC Chapter 605, License Issuance	Sara Siedsma	36
MV-2026-22	*Administrative Rules - 761 IAC Chapter 625, Driver's License for Undercover Law Enforcement	Sara Siedsma	50
MV-2026-23	*Administrative Rules - 761 IAC Chapter 630, Nonoperator's Identification	Sara Siedsma	55
TD-2026-24	*Federal Fiscal Year (FFY) 2025 Transit Program (Vehicle Replacement)	Brent Paulsen	62
TD-2026-25	*Revitalize Iowa's Sound Economy (RISE) - Perry	Deb Arp	65
TD-2026-26	*Revitalize Iowa's Sound Economy (RISE) - Altoona	Deb Arp	67
TD-2026-27	*Revitalize Iowa's Sound Economy (RISE) - Spencer	Deb Arp	69
TD-2026-28	*Revitalize Iowa's Sound Economy (RISE) - Woodbury County	Deb Arp	71
1:10 p.m. Adjourn			
*Action Item			

On Tuesday, September 9, the Commission and staff will meet informally at 9:30 a.m. in the Lincoln Highway Conference Room. Transportation-related matters will be discussed, but no action will be taken. 1

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Director's Office Order No. D-2026-17
Submitted by Jill Smith Phone No. 515-239-1067 Meeting Date September 9, 2025
Title Approve Minutes of the August 12, 2025 Commission Meeting

DISCUSSION/BACKGROUND:

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission approve the minutes of the August 12, 2025 Commission meeting.

COMMISSION ACTION:

Moved by Anderson Seconded by Stutsman

	Aye	Vote Nay	Pass
Anderson	<u>x</u>	<u> </u>	<u> </u>
Arnold	<u>x</u>	<u> </u>	<u> </u>
Gaesser	<u>x</u>	<u> </u>	<u> </u>
Juckette	<u> </u>	<u> </u>	<u> </u>
Mulgrew Gronen	<u>x</u>	<u> </u>	<u> </u>
Quirk	<u>x</u>	<u> </u>	<u> </u>
Stutsman	<u>x</u>	<u> </u>	<u> </u>

<u> </u> Division Director	<u> </u> Legal	<u> </u> State Director
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Commissioner Gaesser called the meeting to order at 1:00 pm on September 9, 2025, in the Lincoln Highway Conference Room at the Iowa DOT in Ames, Iowa.

Commissioners present: Sally Stutsman, Ray Gaesser, Rich Arnold, Mary Mulgrew Gronen, Bill Anderson and Brian Quirk. Linda Juckette joined via telephone after approval of the September 9 meeting minutes.

D-2026-17

Jill Smith, Executive Assistant

Commissioner Gaesser asked if there was a motion to approve the minutes from the August 12, 2025, Commission meeting.

Commissioner Anderson moved and Commissioner Stutsman seconded a motion to approve.

There were no further questions or comments.

The vote to approve was unanimous with Commissioner Juckette absent for this agenda item.

Commission Comments

Commissioner Stutsman thanked the staff for the updated 2025 Transportation Commission Guidebook. It is a wonderful resource.

DOT Comments

None

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Motor Vehicle Division Order No. MV-2026-18
Submitted by Sara Siedsma Phone No. 515-237-3058 Meeting Date September 9, 2025
Title Administrative Rules—761 IAC Chapter 425, Vehicle and Towable Recreational Vehicle Dealers,
Manufacturers, Distributors and Wholesalers

DISCUSSION/BACKGROUND:

The rulemaking proposes to rescind and repromulgate Chapter 425 in accordance with Executive Order 10. Proposed Chapter 425 implements Iowa Code chapters 322 and 322C, which require individuals engaged in the business of selling motor vehicles and towable recreational vehicles to obtain a license from the Department. The proposed rules provide clarity and consistency on the requirements for licenses and guidance on compliance with the statutory requirements.

The public comment period ended on August 13, 2025. The Department received no comments.

A complete summary explaining the proposed rulemaking is included in the attached Notice of Intended Action.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended that the Commission approve repromulgating Chapter 425.

COMMISSION ACTION:

Moved by Quirk Seconded by Mulgrew Gronen

	Aye	Nay	Pass
Anderson	<u>x</u>	<u> </u>	<u> </u>
Arnold	<u>x</u>	<u> </u>	<u> </u>
Gaesser	<u>x</u>	<u> </u>	<u> </u>
Juckette	<u>x</u>	<u> </u>	<u> </u>
Mulgrew Gronen	<u>x</u>	<u> </u>	<u> </u>
Quirk	<u>x</u>	<u> </u>	<u> </u>
Stutsman	<u>x</u>	<u> </u>	<u> </u>

Division
Director

Legal

State Director

TRANSPORTATION DEPARTMENT[761]

Notice of Intended Action

Proposing rulemaking related to motor vehicle and towable recreational vehicle dealers, manufacturers, distributors and wholesalers and providing an opportunity for public comment

The Transportation Department hereby proposes to rescind Chapter 425, “Motor Vehicle and Towable Recreational Vehicle Dealers, Manufacturers, Distributors and Wholesalers,” Iowa Administrative Code, and to adopt a new chapter with the same title.

Legal Authority for Rulemaking

This rulemaking is proposed under the authority provided in Iowa Code sections 307.12(1)“j” and 322.13.

State or Federal Law Implemented

This rulemaking implements, in whole or in part, Iowa Code sections 307.12(1)“j,” 321.57 through 321.63, 321.95 and 321F.9 and chapters 17A, 322 and 322C.

Purpose and Summary

This rulemaking proposes to repromulgate Chapter 425 in compliance with Executive Order 10. Proposed Chapter 425 implements Iowa Code chapters 322 and 322C, which require individuals engaged in the business of selling motor vehicles and towable recreational vehicles to obtain a license from the Department. The proposed rules provide clarity and consistency on the requirements for licenses and guidance on compliance with the statutory requirements.

Regulatory Analysis

A Regulatory Analysis for this rulemaking was published in the Iowa Administrative Bulletin on April 16, 2025. A public hearing was held on the following date(s):

- May 6, 2025

The Department received no comments.

Fiscal Impact

This rulemaking has no fiscal impact to the State of Iowa.

Jobs Impact

After analysis and review of this rulemaking, no impact on jobs has been found.

Waivers

Any person who believes that the application of the discretionary provisions of this rulemaking would result in hardship or injustice to that person may petition the Department for a waiver of the discretionary provisions, if any, pursuant to 761—Chapter 11.

Public Comment

Any interested person may submit written or oral comments concerning this proposed rulemaking, which must be received by the Department no later than 4:30 p.m. on August 13, 2025. Comments should be directed to:

Sara Siedsma
Department of Transportation
DOT Rules Administrator, Office of the Director

800 Lincoln Way
Ames, Iowa 50010
Phone: 515.237.3058
Email: sara.siedsma@iowadot.us

Public Hearing

Public hearings at which persons may present their views orally will be held as follows:

August 13, 2025 10:30 to 11 a.m.	Microsoft Teams link Or dial: 515.817.6093 Conference ID: 696 758 339#
August 13, 2025 1:30 to 2 p.m.	Microsoft Teams link Or dial: 515.817.6093 Conference ID: 945 359 095#

Persons who wish to make oral comments at a public hearing may be asked to state their names for the record and to confine their remarks to the subject of this proposed rulemaking.

Any persons who intend to attend a public hearing and have special requirements, such as those related to hearing impairments, should contact Sara Siedsma and advise of specific needs.

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rulemaking by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rulemaking at its [regular monthly meeting](#) or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rulemaking action is proposed:

ITEM 1. Rescind 761—Chapter 425 and adopt the following **new** chapter in lieu thereof:

CHAPTER 425 MOTOR VEHICLE AND TOWABLE RECREATIONAL VEHICLE DEALERS, MANUFACTURERS, DISTRIBUTORS AND WHOLESALERS

761—425.1(307,321,322,322C) Introduction.

425.1(1) This chapter applies to the licensing of motor vehicle and towable recreational vehicle dealers, manufacturers, distributors and wholesalers. Also included in this chapter are the criteria for the issuance and use of dealer plates.

425.1(2) Information about dealer plates and the licensing of motor vehicles and towable recreational vehicle dealers, manufacturers, distributors and wholesalers is available from the motor vehicle division or on the department's website at www.iowadot.gov/mvd/buyingselling/dealers.

This rule is intended to implement Iowa Code sections 307.12(1) "j" and 321.57 through 321.63 and chapters 322 and 322C.

761—425.2(307,322,322C) Definitions. The following definitions, in addition to those found in Iowa Code sections 322.2 and 322C.2, apply to this chapter:

"*All-weather surface*" means a surface that does not include grass or exposed soil.

"*Bad business repute*" means business activity in Iowa or any other state demonstrating noncompliance with, or infractions of, the provisions of Iowa Code chapter 322 or 322C or this chapter or law enforcement engagement or negative public perception, including complaints, media coverage and known criminal activity. For purposes of this definition, any evidence concerning a licensee's current or past conduct, dealings, habits or associations relevant to the business's reputation may be considered.

“Certificate of title” or “title” means the same as defined in rule 761—400.1(321).

“Consumer use” means use of a motor vehicle or towable recreational vehicle for business or pleasure, not for sale at retail, by a person who has obtained a certificate of title and has registered the vehicle under Iowa Code chapter 321.

“Dealer” unless otherwise specified means a person who is licensed to engage in the business of selling motor vehicles or towable recreational vehicles at retail in this state under Iowa Code chapter 322 or 322C.

“Engaged in the business” as defined in Iowa Code section 322.2 includes the sale of towable recreational vehicles.

“Extension lot” means as follows:

1. For a motor vehicle dealer, a lot for the sale of motor vehicles that is located within the same city or township as but is not adjacent to the motor vehicle dealer’s principal place of business.
2. For a towable recreational vehicle dealer, a lot for the sale of towable recreational vehicles that is located within the same county as but is not adjacent to the towable recreational vehicle dealer’s principal place of business.

“Manufacturer’s certificate of origin” means the same as defined in rule 761—400.1(321).

“Principal place of business” means a building actually occupied and located in this state where the public and the department may contact the owner or operator during regular business hours. In lieu of a building, a towable recreational vehicle dealer may use a manufactured or mobile home as an office if taxes are current or a towable recreational vehicle as an office if registration fees are current.

“Registered dealer” means a dealer licensed under Iowa Code chapter 322 or 322C who possesses a current dealer certificate under Iowa Code section 321.59.

“Regular business hours” means to be consistently open to the public on a weekly basis at hours reported to the vehicle and motor carrier services bureau. Except as provided in Iowa Code section 322.36, regular business hours for a motor vehicle or towable recreational vehicle dealer shall include a minimum of 32 posted hours between 7 a.m. and 9 p.m., Monday through Friday.

“Restricted dealer” means a person or a business specifically identified in rule 761—425.9(307,321F,322,322C) that is required to obtain a dealer license for only a specific type of retail sales but that does not have to maintain repair facilities, display facilities or a working telephone service.

“Salesperson” means a person employed by a motor vehicle or towable recreational vehicle dealer for the purpose of buying or selling vehicles.

“Vehicle” unless otherwise specified means a motor vehicle or towable recreational vehicle.

“Wholesaler” means a person who sells new vehicles to dealers and not at retail.

This rule is intended to implement Iowa Code section 307.12(1) “j” and chapters 322 and 322C.

761—425.3(307,322,322C) Application for dealer’s license. Application for a motor vehicle or towable recreational vehicle dealer license is to be made on Form 411008 and submitted with all supporting documents and the applicable statutory fees by mail to Motor Vehicle Division, Iowa Department of Transportation, P.O. Box 9278, Des Moines, Iowa 50306-9278. Form 411008 may be obtained by phone at 515.237.3156, by email at dealer.programs@iowadot.us or on the department’s website at www.iowadot.gov/mvd/buyingselling/buyingselling/dealer.

This rule is intended to implement Iowa Code section 307.12(1) “j” and chapters 322 and 322C.

761—425.4(307,322,322C) Supporting documentation and general requirements.

425.4(1) Required information and documentation. Each application for a dealer’s license shall include all information required by Iowa Code section 322.4 for motor vehicle dealers and Iowa Code section 322C.4 for towable recreational vehicle dealers and the following information and supporting documentation.

a. *Surety bond.*

(1) The applicant shall obtain a surety bond in the following amounts and include a provision requiring that notice be provided to the motor vehicle division at least 30 days before cancellation:

1. For a motor vehicle dealer's license, \$75,000. However, an applicant for a motor vehicle dealer's license is not required to file a bond if the person is licensed as a towable recreational vehicle dealer under the same name and at the same principal place of business.

2. For a towable recreational vehicle dealer's license, \$75,000. However, an applicant for a towable recreational vehicle dealer's license is not required to file a bond if the person is licensed as a motor vehicle dealer under the same name and at the same principal place of business.

(2) Evidence of the bond shall be on file with the motor vehicle division, and the original surety bond is to be maintained with the dealer's business records.

(3) The motor vehicle division will notify the bonding company of any conviction of the dealer for a violation of laws related to the operations of the dealership.

b. Franchise agreement.

(1) An applicant who intends to sell new motor vehicles or towable recreational vehicles shall submit to the motor vehicle division a copy of a signed franchise agreement with the manufacturer or distributor of each make the applicant intends to sell.

(2) If a signed franchise agreement is not available at the time of application, the department may accept written evidence of a franchise that includes all of the following:

1. The name and address of the applicant and the manufacturer or distributor.

2. The make of motor vehicle or towable recreational vehicle that the applicant is authorized to sell.

3. The applicant's area of responsibility as stipulated in the franchise and certified on a form prescribed by the department.

4. The signature of the manufacturer or distributor.

(3) A final-stage manufacturer applying for a motor vehicle dealer license under rule 761—425.5(322) is not required to submit a franchise agreement under paragraph 425.4(1) "b."

c. Corporate applicants. If the applicant is a corporation, the applicant shall certify on the application that the corporation complies with all applicable state requirements for incorporation.

d. Zoning. The applicant shall provide to the motor vehicle division written evidence, issued by the office responsible for the enforcement of zoning ordinances in the city or county where the applicant's business is located, stating the applicant's principal place of business and any extensions comply with all applicable zoning provisions or are a legal nonconforming use.

e. Financial liability. The applicant for a motor vehicle dealer's license shall certify on the application that the applicant has the required financial liability coverage in the limits as set forth in Iowa Code section 322.4(1). It is the applicant's responsibility to ensure the required financial liability coverage is continuous with no lapse in coverage as long as the applicant maintains a valid dealer's license.

f. Ownership information.

(1) If the owner of the business is an individual, the application shall include the legal name, bona fide address and telephone number of the owner. If the owner is a corporation or partnership, the application shall include the name, bona fide address and phone number of at least two partners or officers.

(2) The application shall include the federal employer identification number of the business. If the business is owned by an individual who is not required to have a federal employer identification number, the application shall include the individual's social security number, Iowa nonoperator's identification number or Iowa driver's license number.

425.4(2) Principal place of business. The applicant shall maintain a principal place of business, which must be staffed during regular business hours (more information contained in rule 761—425.6(307,322,322C)). Before a motor vehicle dealer's license is issued, a representative of the department will physically inspect an applicant's principal place of business to verify compliance with this rule. A physical inspection is not required for a towable recreational vehicle dealer.

425.4(3) Separate licenses required.

a. A separate license is required for each city or township in which an applicant for a motor vehicle dealer's license maintains a place of business.

b. A separate license is required for each county in which an applicant for a towable recreational vehicle dealer's license maintains a place of business.

425.4(4) Dealership name. A dealer shall not represent or advertise the dealership under any name or style other than the name that appears on the dealer's license.

425.4(5) Verification of compliance. Prior to issuance of the license, the department will verify the applicant's compliance with all statutory and regulatory dealer licensing requirements.

425.4(6) Supplemental statement of changes. A licensed dealer shall file a written statement with the motor vehicle division at least ten days before any change of name, location, hours, method of doing business or any other statements made on the application. The specified changes cannot take effect until written approval is issued by the motor vehicle division.

This rule is intended to implement Iowa Code sections 307.12(1)“j,” 322.1 through 322.15 and 322C.1 through 322C.6.

761—425.5(322) Motor vehicle dealer licensing for final-stage manufacturers.

425.5(1) Eligibility. A final-stage manufacturer may be licensed as a motor vehicle dealer if the final-stage manufacturer:

- a. Meets the definition of “final-stage manufacturer” in Iowa Code section 322.2.
- b. Meets the requirements of a final-stage manufacturer in 49 CFR Section 567.5 effective October 1, 2024.
- c. Is licensed as a manufacturer under Iowa Code chapter 322 and this chapter.

425.5(2) Application. A final-stage manufacturer shall apply for a motor vehicle dealer license in the manner described in rule 761—425.4(307,322,322C) and certify that the final-stage manufacturer meets the eligibility requirements under subrule 425.4(1).

This rule is intended to implement Iowa Code sections 322.2 and 322.3.

761—425.6(307,322,322C) Principal place of business requirements.

425.6(1) Telephone and office area. A principal place of business shall include a working telephone service provided specifically for business use and an adequate office area, separate from other facilities, for keeping business records, manufacturers' certificates of origin, certificates of title or other evidence of ownership for all motor vehicle or towable recreational vehicles offered for sale. Evidence of ownership may include a copy of an original document if the original document is held by a lienholder, floor planner or county treasurer.

425.6(2) Facility for displaying motor vehicles or towable recreational vehicles. A principal place of business shall include a facility for displaying motor vehicles or towable recreational vehicles meeting the following requirements.

a. *Motor vehicles.* A motor vehicle dealer's principal place of business shall include a suitable space reserved for display purposes where motor vehicles may be viewed by prospective buyers and is:

(1) Within a building. However, used motor vehicle dealers and dealers selling new trucks or motor homes exclusively may use a display facility that is an outdoor area with an all-weather surface.

(2) Of the following minimum applicable size:

1. 10 feet by 15 feet for display of motorcycles, motorized bicycles and autocycles.
2. 18 feet by 30 feet for display of other motor vehicles.

b. *Towable recreational vehicles.* A towable recreational vehicle dealer's principal place of business shall include a space of sufficient size to permit the display of one or more towable recreational vehicles. The display facility may be an indoor or an outdoor area with an all-weather surface. If an outdoor display facility is maintained, it may be used only to display, recondition or repair towable recreational vehicles or to park vehicles.

425.6(3) Facility for repairing and reconditioning motor vehicles and towable recreational vehicles. A principal place of business shall include a facility for repairing and reconditioning motor vehicles or towable recreational vehicles meeting the following requirements.

a. *Motor vehicles.* The facility for repairing and reconditioning motor vehicles shall:

- (1) Be equipped to repair and recondition one or more motor vehicles of a type sold by the dealer.
- (2) Be within a building.

- (3) Have adequate access.
- (4) Be separated from the display and office areas by solid, floor-to-ceiling walls and solid, full-length doors.
- (5) Be of the following minimum applicable unobstructed, rectangular size:
 - 1. 10 feet by 15 feet for motorcycles, motorized bicycles and autocycles.
 - 2. 14 feet by 24 feet for other types of motor vehicles.
- b. Towable recreational vehicles.* The facility for repairing and reconditioning towable recreational vehicles:
 - (1) Shall be equipped and of sufficient size to repair and recondition one or more towable recreational vehicles of a type sold by the dealer.
 - (2) Shall have adequate access.
 - (3) Shall be either indoors or outdoors, but with an all-weather surface.
 - (4) May occupy the same area as the display facility.

425.6(4) *Motor vehicle dealer who is also a recycler.* If a motor vehicle dealer also does business as a recycler, there shall be separate parking for motor vehicles being offered for sale at retail from motor vehicles that are salvage.

425.6(5) *Towable recreational vehicle dealer also licensed as a motor vehicle dealer.* If a towable recreational vehicle dealer is also licensed as a motor vehicle dealer under the same name and at the same principal place of business, separate facilities for displaying, repairing and reconditioning towable recreational vehicles are not required.

425.6(6) *Colocation prohibited.* The department will not issue a license under Iowa Code chapter 322 or 322C to anyone at the principal place of business of an existing licensee.

This rule is intended to implement Iowa Code sections 307.12(1)“j,” 322.1 through 322.15 and 322C.1 through 322C.6.

761—425.7(321,322) Business records of a motor vehicle dealer with multiple licenses.

425.7(1) *Applicability.* A motor vehicle dealer licensed under Iowa Code chapter 322 and this chapter who holds more than one motor vehicle dealer license may maintain the dealer’s collective business records together at any of the dealer’s licensed locations.

425.7(2) *Separation of records.* Business records of licensed motor vehicle dealers kept at a single licensed location under this rule shall:

- a.* Be stored separately and distinctly, in a manner distinguishable to each licensee.
- b.* Not be commingled.

425.7(3) *Notification to the department.* A motor vehicle dealer shall notify the motor vehicle division in writing no fewer than ten days before moving the dealer’s business records to another licensed location.

This rule is intended to implement Iowa Code sections 321.63 and 322.2 through 322.15.

761—425.8(307,322,322C) Extension lot license. Extension lots of motor vehicle and towable recreational vehicle dealers must be licensed, and application is to be made to the department on Form 417072.

425.8(1) An extension lot must be owned or leased by the dealer.

425.8(2) For purposes of this rule, parcels of property are adjacent if the parcels are owned or leased by the dealer and the parcels are either adjoining or are separated only by an alley, street or highway that is not a fully controlled access facility.

This rule is intended to implement Iowa Code sections 307.12(1)“j,” 322.1 through 322.15 and 322C.1 through 322C.6.

761—425.9(307,321F,322,322C) Restricted dealers.

425.9(1) A restricted dealer license is only required when the person or business meets the definition of “engaged in the business.” Banks, credit unions and trust companies in Iowa are not required to obtain a dealer license.

425.9(2) A restricted dealer license is only available to a person or business engaged in one of the following qualifying categories:

a. Leased vehicles. The person or business leasing vehicles is selling those vehicles solely through an option to purchase in the lease agreement.

b. Repossessed vehicles. The person or business is selling only those vehicles acquired or repossessed due to lien, title retention instruments or security contracts.

c. Fleet vehicle sales. The person or business acquires vehicles for consumer use in a business and then offers the vehicles for sale.

d. Auction only. The person or business is selling more than six vehicles in a 12-month period only at public auctions. All certificates of title for vehicles offered for sale at the public auction shall be duly assigned to the restricted dealer.

e. Insurers. The person or business is selling vehicles of a type subject to registration solely for the purpose of disposing of vehicles acquired as a result of a damage settlement or recovered stolen vehicles acquired as a result of a loss settlement.

425.9(3) Restricted dealers must have a business location in Iowa but are not required to maintain a “place of business” as defined in Iowa Code section 322.2.

425.9(4) Restricted dealers may obtain titles and reassign titles. Restricted dealers cannot use dealer plates or issue “Registration Applied For” cards or in-transit permits.

425.9(5) The state of Iowa, counties, cities and other governmental subdivisions are not required to obtain a dealer’s license to sell their vehicles.

425.9(6) This rule does not apply to a vehicle owner, or to an auctioneer representing the owner, selling vehicles at a retail auction if the vehicles were acquired by the owner for consumer use, the vehicles are incidental to the auction and only one owner’s vehicles are sold.

This rule is intended to implement Iowa Code sections 307.12(1) “j,” 321F.9, 322.1 through 322.15 and 322C.1 through 322C.6.

761—425.10(307,322,322C) State fair, fairs, shows and exhibitions.

425.10(1) *Definitions.* As used in this rule:

“*Community*” means the same as defined in Iowa Code section 322A.1.

“*Display*” means having new motor vehicles or new towable recreational vehicles available for public viewing at fairs, vehicle shows or vehicle exhibitions. The dealer may also post, display or provide product information through literature or other descriptive media. However, the product information shall not include prices, except for the manufacturer’s sticker price. “*Display*” does not mean offering new vehicles for sale or negotiating sales of new vehicles.

“*Fair*” means a county fair or a scheduled gathering for a predetermined period of time at a specific location for the exhibition, display or sale of various wares, products, equipment, produce or livestock, but not solely new vehicles, and sponsored by a person other than a single dealer.

“*Offer*” new vehicles “*for sale*,” “*negotiate sales*” of new vehicles, or similar wording means doing any of the following at the state fair or a fair, vehicle show or vehicle exhibition: posting prices in addition to the manufacturer’s sticker price, discussing prices or trade-ins, arranging for payments or financing and initiating contracts.

“*State fair*” means the fair as described in Iowa Code chapter 173.

“*Vehicle exhibition*” means a scheduled event conducted at a specific location where various types, makes or models of new vehicles are displayed either at the same time or consecutively in time and sponsored by a person other than a single dealer.

“*Vehicle show*” means a scheduled event conducted for a predetermined period of time at a specific location for the purpose of displaying at the same time various types, makes or models of new vehicles, which may be in conjunction with other events or displays, and sponsored by a person other than a single dealer.

425.10(2) *Permits for dealers of new motor vehicles.*

a. A “display only” fair, vehicle show or vehicle exhibition permit allows a motor vehicle dealer to display new motor vehicles at a specified fair, vehicle show or vehicle exhibition in any Iowa county. The permit is valid on Sundays.

b. A “full” fair, state fair, vehicle show or vehicle exhibition permit allows a motor vehicle dealer to display and offer new motor vehicles for sale and negotiate sales of new motor vehicles at the state fair, or a specified fair, vehicle show or vehicle exhibition that is held within the motor vehicle dealer’s community.

EXCEPTION: A motor vehicle dealer who is licensed to sell motor homes may be issued a permit to offer for sale Class “A” and Class “C” motor homes at a specified fair, vehicle show or vehicle exhibition in any Iowa county. A “full” fair, show or exhibition permit is not valid on Sundays.

c. The following restrictions are applicable to both types of permits:

(1) Permits will be issued to motor vehicle dealers only for the state fair, fairs, vehicle shows or vehicle exhibitions where more than one motor vehicle dealer may participate.

(2) A permit is limited to the line makes for which the motor vehicle dealer is licensed in Iowa.

425.10(3) *Permits for dealers of new towable recreational vehicles.* A fair, vehicle show or vehicle exhibition permit allows a towable recreational vehicle dealer to display and offer new towable recreational vehicles for sale and negotiate sales of new towable recreational vehicles at a specified fair, vehicle show or vehicle exhibition in any Iowa county.

a. The permit is valid on Sundays.

b. The permit is limited to the line makes for which the towable recreational vehicle dealer is licensed in Iowa.

c. A towable recreational vehicle dealer who does not have a permit may display vehicles at fairs, vehicle shows and vehicle exhibitions.

425.10(4) *Permit application.* Application for a permit under this rule is to be submitted to the motor vehicle division on Form 411119 at least ten days prior to the event and must include the dealer’s name, address and license number and the following information about the event: name, location, sponsor(s) and duration, including the opening and closing dates.

425.10(5) *Display of permit.* The motor vehicle or towable recreational vehicle dealer shall display the permit in close proximity to the vehicles being exhibited.

This rule is intended to implement Iowa Code sections 307.12(1)“j,” 322.5(2) and 322C.3(9).

761—425.11(322) Classic car permit. A classic car permit allows a motor vehicle dealer to display and sell classic cars at a specified county fair, vehicle show or vehicle exhibition that is held in the same county as the motor vehicle dealer’s principal place of business. “Classic car” is defined in Iowa Code section 322.5(3).

425.11(1) The permit period is the duration of the event, not to exceed five days. The permit is valid on Sundays. Only one permit may be issued to each motor vehicle dealer for an event. No more than three permits may be issued to a motor vehicle dealer in any one calendar year.

425.11(2) Application for a permit under this rule is to be made to the motor vehicle division on Form 411045 at least ten days prior to the event and must include the dealer’s name, address and license number and the following information about the county fair, vehicle show or vehicle exhibition: name, location, sponsor(s) and duration, including the opening and closing dates.

425.11(3) The motor vehicle dealer shall display the permit in a prominent place at the location of the county fair, vehicle show or vehicle exhibition.

This rule is intended to implement Iowa Code section 322.5(3).

761—425.12(322) Nonresident motor truck display permit. Application for a permit under this rule is to be made to the motor vehicle division on Form 493007 at least ten days prior to the event and must include information or documentation showing that the nonresident motor vehicle dealer is eligible for issuance of a permit and that the event meets the statutory conditions for permit issuance.

This rule is intended to implement Iowa Code section 322.5(4).

761—425.13(322) Firefighting and rescue show permit.

425.13(1) Application for a firefighting and rescue show permit for vehicle shows and vehicle exhibitions conducted for educational purposes only is to be made to the motor vehicle division on Form 411220 at least ten days prior to the event and must include the name, address and license number of the

applicant, the type of vehicles being displayed and the following information about the vehicle show or vehicle exhibition: name, location, sponsor(s) and duration, including the opening and closing dates.

425.13(2) The permit is not valid on Sundays. Only one permit can be issued to each licensee for an event.

425.13(3) The permit holder shall display the permit in a prominent place at the location of the vehicle show or vehicle exhibition.

This rule is intended to implement Iowa Code section 322.5(5).

761—425.14(307,322,322C) Salespersons of dealers.

425.14(1) Every motor vehicle and towable recreational vehicle dealer shall:

a. Keep a current written record of all salespersons acting on the dealer's behalf. The record shall be available for inspection by any peace officer or any employee of the department.

b. Maintain a current record of authorized persons allowed to sign all documents required under Iowa Code chapter 321 for vehicle sales.

425.14(2) No person is authorized to either directly or indirectly claim to represent a dealer unless the person is listed as a salesperson by that dealer.

This rule is intended to implement Iowa Code sections 307.12(1) "j," 322.3, 322.13, and 322C.4.

761—425.15(307,322,322C) Manufacturers, distributors and wholesalers—application and requirements. This rule applies to the licensing of manufacturers, distributors and wholesalers of new motor vehicles and towable recreational vehicles.

425.15(1) *Application for license.* To apply for a license under this rule, the applicant shall complete and submit to the motor vehicle division Form 417029 and provide a list of the applicant's franchised dealers in Iowa and a sample copy of a completed manufacturer's certificate of origin that is issued by the applicant. A distributor or wholesaler shall also provide a copy of written authorization from the manufacturer to act as its distributor or wholesaler.

425.15(2) *Licensing requirements.* A licensee shall:

a. If applicable, ensure new motor homes delivered to Iowa dealers contain the systems and meet the standards specified in Iowa Code section 321.1(36D) "d."

b. Ensure that any new retail outlet is properly licensed as a dealer before any vehicles are delivered to the outlet.

c. Notify the motor vehicle division in writing at least ten days prior to any:

(1) Change in name, location or method of doing business, as shown on the license.

(2) Issuance of a franchise to a dealer in this state to sell new vehicles at retail.

(3) Change in the trade name of a towable recreational vehicle manufactured for delivery in this state.

(4) New make of vehicle being offered for sale at retail in this state.

425.15(3) *Wholesaler's financial liability coverage.* A new motor vehicle wholesaler shall certify on the license application that the wholesaler has the required financial liability coverage in the limits set forth in Iowa Code section 322.27A. It is the wholesaler's responsibility to ensure that the required financial liability coverage is continuous with no lapse in coverage as long as the wholesaler maintains a valid wholesaler's license.

This rule is intended to implement Iowa Code sections 307.12(1) "j," 322.27 through 322.30 and 322C.7 through 322C.9.

761—425.16(307,321,322,322C) Right of inspection.

425.16(1) Peace officers have the authority to inspect vehicles or component parts of vehicles, business records and manufacturers' certificates of origin, certificates of title and other evidence of ownership for all vehicles sold and inventory offered for sale. This rule will not be construed to require a dealer to keep records for a sold vehicle longer than the dealer's established records retention policy requires, or ten years, whichever is longer.

425.16(2) The department has the right at any time to verify compliance of a person licensed under Iowa Code chapter 322 or 322C or issued a certificate under Iowa Code section 321.59 with all statutory and regulatory requirements.

This rule is intended to implement Iowa Code sections 307.12(1)“j,” 321.62, 321.95, 322.13, and 322C.1.

761—425.17(17A,307,321,322,322C) Denial, suspension or revocation.

425.17(1) The department may deny an application or suspend or revoke a certificate or license if the applicant, certificate holder or licensee fails to comply with the applicable provisions of this chapter, Iowa Code sections 321.57 through 321.63 or Iowa Code chapter 322 or 322C.

425.17(2) The department will cancel a dealer’s license upon notification of cancellation of a surety bond under rule 761—425.4(307,322,322C). The cancellation takes effect the same date that the bond is cancelled. However, upon reinstatement of the bond or issuance of a new bond pursuant to rule 761—425.4(307,322,322C), the department will immediately rescind the revocation of the dealer’s license.

425.17(3) The department may deny a dealer’s application for the state fair or a fair, vehicle show or vehicle exhibition permit for a period not to exceed six months if the dealer fails to comply with the applicable provisions of rule 761—425.10(307,322,322C) or Iowa Code section 322.5(2) or 322C.3(9).

425.17(4) The department may deny a motor vehicle dealer’s application for a demonstration permit for a period not to exceed six months if the dealer fails to comply with rule 761—425.19(307,321).

425.17(5) The department will send notice by certified mail to a person whose certificate, license or permit is to be revoked, suspended, canceled or denied. The notice will be mailed to the person’s mailing address as shown on departmental records or, if the person is currently licensed, to the principal place of business and will take effect 20 days from the date mailed. A person who is aggrieved by a decision of the department and who is entitled to a hearing may contest the decision in accordance with 761—Chapter 13. The request shall be submitted in writing to the director of the motor vehicle division at the address in rule 761—425.3(307,322,322C). The request will be deemed timely submitted if it is delivered or postmarked on or before the effective date specified in the notice of revocation, suspension, cancellation or denial.

This rule is intended to implement Iowa Code chapter 17A and sections 307.12(1)“j,” 321.57 through 321.63, 322.6, 322.9, 322.31 and 322C.6.

761—425.18(307,321) Dealer plates.

425.18(1) *Persons who may be issued dealer plates.* Dealer plates as provided in Iowa Code sections 321.57 through 321.63 may be issued to:

- a. Licensed motor vehicle dealers.
- b. Licensed towable recreational vehicle dealers.
- c. A person engaged in the business of buying, selling or exchanging trailer-type vehicles subject to registration under Iowa Code chapter 321, other than towable recreational vehicles, and who has an established place of business for such purpose in this state.
- d. Insurers selling vehicles of a type subject to registration under Iowa Code chapter 321 solely for the purpose of disposing of vehicles acquired as a result of a damage settlement or recovered stolen vehicles acquired as a result of a loss settlement.
- e. A person selling vehicles of a type subject to registration under Iowa Code chapter 321 solely for the purpose of disposing of vehicles acquired or repossessed by the person in exercise of powers or rights granted by lien or title-retention instruments or contracts given as security for loans or purchase money obligations and who are not required to be licensed dealers.
- f. A person engaged in the business of selling special equipment body units that have been or will be installed on motor vehicle chassis not owned by the person, solely for the purpose of delivering, testing or demonstrating the special equipment body and the motor vehicle.
- g. A licensed manufacturer of ambulances, rescue vehicles or fire vehicles, solely for the purpose of transporting, demonstrating, showing or exhibiting the vehicles.

h. A licensed wholesaler who is also licensed as a motor vehicle dealer as specified in paragraph 425.18(3) “*e.*”

425.18(2) *Limited use.* Dealer plates displayed pursuant to paragraphs 425.18(1) “*d*” through “*h*” shall display the words “limited use.”

425.18(3) *Use of dealer plates.*

a. Dealer plates shall not be displayed on vehicles that are rented or loaned. However, a dealer plate may be displayed on a motor vehicle, other than a truck or truck tractor, loaned to a customer of a licensed motor vehicle dealer while the customer’s motor vehicle is being serviced or repaired by the dealer.

b. Saddle-mounted vehicles being transported shall display dealer plates.

c. Dealer plates may be displayed on a trailer carrying a load, provided the motor vehicle towing the trailer is properly registered under Iowa Code section 321.109, 321.120 or 321.122 or is displaying a dealer plate described in paragraph 425.18(3) “*e.*” or a demonstration permit has been issued as described in rule 761—425.19(307,321).

d. Dealer plates may be used by a dealer licensed as a wholesaler for a new motor vehicle model when operating a new motor vehicle of that model if the motor vehicle is owned by the wholesaler and is operated solely for the purpose of demonstration, show or exhibition.

e. A dealer plate issued under Iowa Code section 321.60 for the purpose of hauling a load or towing a trailer will be marked “HAUL & TOW.” Dealer “HAUL & TOW” plates may only be displayed on vehicles in the dealer’s inventory that are continuously offered for sale at retail.

This rule is intended to implement Iowa Code sections 307.12(1) “*j*” and 321.57 through 321.63.

761—425.19(307,321) Demonstration permits.

425.19(1) Demonstration permits may be issued by motor vehicle dealers to permit the use of dealer plates for the purpose of demonstrating the load capabilities of motor trucks and truck tractors. A demonstration permit must be issued on a form prescribed by the department.

425.19(2) The dealer shall complete the permit. The information to be filled out includes but is not limited to the following:

a. Date of issuance by the dealer, date of expiration and the specific dates for which the permit is valid. The expiration date shall be five days or less from the date of issuance.

b. Dealer’s name, address and license number.

c. Name(s) of the prospective buyer(s) and all prospective drivers.

d. Route of the demonstration trip. The points of origin and destination shall be the dealership. The permit is not valid for a route outside Iowa.

e. The make, year and vehicle identification number of the motor vehicle being demonstrated.

425.19(3) The permit shall at all times be carried in the motor vehicle to which it refers and be shown to any peace officer upon request.

425.19(4) No more than one demonstration permit per motor vehicle is to be issued for a prospective buyer.

425.19(5) The demonstration permit is valid only for a movement that does not exceed the legal length, width, height and weight restrictions. The permit is not valid for an overdimensional or overweight movement.

425.19(6) A dealer plate issued under Iowa Code section 321.60 for the purpose of hauling a load or towing a trailer may be used in lieu of a demonstration permit.

This rule is intended to implement Iowa Code sections 307.12(1) “*j*” and 321.57 through 321.63.

MV-2026-18

Sara Siedsma, Motor Vehicle Division

The rulemaking proposes to rescind and repromulgate Chapter 425 in accordance with Executive Order 10. Proposed Chapter 425 implements Iowa Code chapters 322 and 322C, which require individuals engaged in the business of selling motor vehicles and towable recreational vehicles to obtain a license from the Department.

It is recommended that the Commission approve repromulgating Chapter 425.

Commissioner Quirk moved and Commissioner Mulgrew Gronen seconded a motion to approve.

There were no further questions or comments.

The vote to approve was unanimous.

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Motor Vehicle Division Order No. MV-2026-19
Submitted by Sara Siedsma Phone No. 515-237-3057 Meeting Date September 9, 2025
Title Administrative Rules—761 IAC Chapter 500, Interstate Registration and Operation of Vehicles

DISCUSSION/BACKGROUND:

The rulemaking proposes to rescind and repromulgate Chapter 500 in accordance with Executive Order 10. Proposed Chapter 500 complies with Iowa Code chapter 326 by outlining the process and procedures to obtain International Registration Plan (IRP) credentials and all recordkeeping requirements. Iowa is a member jurisdiction of the IRP, and the apportionable registration is required for motor carriers that operate in interstate commerce.

The public comment period ended on July 29, 2025. The Department received no comments.

A complete summary explaining the proposed rulemaking is included in the attached Notice of Intended Action.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended that the Commission approve repromulgating Chapter 500.

COMMISSION ACTION:

Moved by Arnold Seconded by Stutsman

	Aye	Nay	Pass
Anderson	<u>x</u>	<u> </u>	<u> </u>
Arnold	<u>x</u>	<u> </u>	<u> </u>
Gaesser	<u>x</u>	<u> </u>	<u> </u>
Juckette	<u>x</u>	<u> </u>	<u> </u>
Mulgrew Gronen	<u>x</u>	<u> </u>	<u> </u>
Quirk	<u> </u>	<u> </u>	<u> </u>
Stutsman	<u>x</u>	<u> </u>	<u> </u>

<u> </u> Division Director	<u> </u> Legal	<u> </u> State Director
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TRANSPORTATION DEPARTMENT[761]

Notice of Intended Action

Proposing rulemaking related to interstate registration and operation of vehicles and providing an opportunity for public comment

The Transportation Department hereby proposes to rescind Chapter 500, “Interstate Registration and Operation of Vehicles,” Iowa Administrative Code, and to adopt a new chapter with the same title.

Legal Authority for Rulemaking

This rulemaking is proposed under the authority provided in Iowa Code sections 307.12(1)“j” and 326.33.

State or Federal Law Implemented

This rulemaking implements, in whole or in part, Iowa Code chapter 326 and sections 17A.9A, 321.20A, 321.126, 321.127, 321.129, and 321.134.

Purpose and Summary

This rulemaking proposes to repromulgate Chapter 500 in compliance with Executive Order 10. Proposed Chapter 500 complies with Iowa Code chapter 326 by outlining the process and procedures to obtain International Registration Plan (IRP) credentials and all recordkeeping requirements. Iowa is a member jurisdiction of the IRP, and the apportionable registration is required for motor carriers that operate in interstate commerce.

Regulatory Analysis

A Regulatory Analysis for this rulemaking was published in the Iowa Administrative Bulletin on April 2, 2025. A public hearing was held on the following date(s):

- April 25, 2025

Fiscal Impact

This rulemaking has no fiscal impact to the State of Iowa.

Jobs Impact

After analysis and review of this rulemaking, no impact on jobs has been found.

Waivers

Any person who believes that the application of the discretionary provisions of this rulemaking would result in hardship or injustice to that person may petition the Department for a waiver of the discretionary provisions, if any, pursuant to 761—Chapter 11.

Public Comment

Any interested person may submit written comments concerning this proposed rulemaking, which must be received by the Department no later than 4:30 p.m. on July 29, 2025. Comments should be directed to:

Sara Siedsma
Department of Transportation
DOT Rules Administrator, Office of the Director
800 Lincoln Way
Ames, Iowa 50010

Public Hearing

Public hearings at which persons may present their views orally will be held as follows:

July 29, 2025 9 to 9:30 a.m.	Microsoft Teams link Or dial: 515.817.6093 Conference ID: 846 440 470#
July 29, 2025 1 to 1:30 p.m.	Microsoft Teams link Or dial: 515.817.6093 Conference ID: 104 643 657#

Persons who wish to make oral comments at a public hearing may be asked to state their names for the record and to confine their remarks to the subject of this proposed rulemaking.

Any persons who intend to attend a public hearing and have special requirements, such as those related to hearing impairments, should contact Sara Siedsma and advise of specific needs.

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rulemaking by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rulemaking at its [regular monthly meeting](#) or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rulemaking action is proposed:

ITEM 1. Rescind 761—Chapter 500 and adopt the following **new** chapter in lieu thereof:

MOTOR CARRIERS

CHAPTER 500

INTERSTATE REGISTRATION AND OPERATION OF VEHICLES

761—500.1(326) Definitions. The definitions in Iowa Code sections 326.2 and 326.3 apply to this chapter. In addition:

“*Distance schedule*” means the department form used to report fleet distance.

“*IRP*” means the International Registration Plan as defined in Iowa Code section 326.2.

“*Qualified registrant*” means a motor carrier who has received written approval by the department to self-certify IRP credential destruction.

“*Self-certification of IRP credential destruction*” means a signed statement that is completed by a qualified registrant certifying the date the IRP credentials have been destroyed.

“*Temporary evidence of apportioned registration*” means a document issued by the department that describes the vehicle and lists the weight for each jurisdiction in which the vehicle is registered for operation and allows the vehicle to be operated.

“*Vehicle schedule*” means the department form used to report vehicle registration information.

This rule is intended to implement Iowa Code sections 326.2, 326.3, 326.15 and 326.33.

761—500.2(326) General information.

500.2(1) Information and location. Applications, forms and information on interstate registration and operation of vehicles are available on the department's website at www.iowadot.gov/mvd/motorcarriers/IRP/File-IRP; by mail from the Motor Vehicle Division, Iowa Department of Transportation, P.O. Box 10382, Des Moines, Iowa 50306-0382; in person at 6310 SE Convenience Boulevard, Ankeny, Iowa; by telephone at 515.237.3268; by facsimile at 515.236.3225; or by email at omcs@iowadot.us.

500.2(2) *Method of operation.* The operations of the department's motor vehicle division relating to reciprocity and apportioned registration are conducted in accordance with the IRP and Iowa Code chapters 321 and 326.

500.2(3) *Organizational data.* The motor vehicle division is authorized pursuant to Iowa Code chapter 326 to enter into reciprocity apportioned registration agreements with other jurisdictions. The department is a member of the IRP. The IRP, effective January 2024, is hereby incorporated into this chapter. Under this agreement, the motor vehicle division will do all of the following:

a. Compute and collect apportionable fees due to this state under apportioned registration agreements.

b. Issue registration plates, validation stickers, cab cards, temporary evidence of apportioned registration and trip permits to qualified registrants.

c. Enter into reciprocity agreements with other jurisdictions. These agreements exempt nonresidents from the registration and registration fee requirements of Iowa Code chapter 321.

This rule is intended to implement Iowa Code sections 326.5, 326.6 and 326.33.

761—500.3(17A,326) Waiver of rules. In accordance with 761—Chapter 11, the director of transportation or the director's designee (director) may, in response to a petition, waive provisions of this chapter. A waiver will not be granted unless the director finds that special or emergency circumstances exist. "Special or emergency circumstances" means one or more of the following:

500.3(1) Circumstances where the movement is necessary to cooperate with cities, counties, other state agencies or other states in response to a national or other disaster.

500.3(2) Circumstances where the movement is necessary to cooperate with national defense officials.

500.3(3) Circumstances where the movement is necessary to cooperate with public or private utilities in order to maintain their public services.

500.3(4) Circumstances where the movement is essential to ensure safety and protection of any person or property due to events such as but not limited to pollution of natural resources, a potential fire or explosion.

500.3(5) Circumstances where weather or transportation problems create an undue hardship for citizens of the state of Iowa.

500.3(6) Circumstances where movement involves emergency-type vehicles.

500.3(7) Uncommon or extraordinary circumstances where the movement is essential to the existence of an Iowa business and the move may be accomplished without causing undue hazard to the safety of the traveling public or undue damage to private or public property.

This rule is intended to implement Iowa Code sections 17A.9A and 326.33.

761—500.4(326) Renewal for IRP registration. Renewal reminder notices are sent electronically or by mail at least 60 days prior to the registration expiration date to all registrants who maintained an active IRP fleet with Iowa during that year. The renewal is made available online at least 60 days prior to the registration expiration date and can be accessed on the department's website.

500.4(1) The renewal must include:

a. A completed and signed distance schedule and vehicle schedule(s). The schedules can be filed and signed either electronically or on paper.

b. Title documentation, if necessary.

c. One of the following:

(1) Receipted federal heavy vehicle use tax (Form 2290 Schedule 1) for vehicles with a taxable gross weight of 55,000 pounds or more.

(2) A copy of Form 2290 Schedule 1 and sufficient documentation of payment of the tax due at the time Form 2290 was filed. The documentation can include but is not limited to a photocopy of both sides of a canceled check, a bank statement indicating the amount of tax paid and electronic acknowledgment indicating a payment of tax and an Internal Revenue Service printout of the taxpayer's account showing the amount of tax paid.

500.4(2) Additional renewal procedures.

a. Vehicles may be deleted from the fleet at the time of renewal. Operating a vehicle with credentials marked as deleted will result in the registrant being responsible for any fees assessed, including any applicable penalty. Operating a vehicle with credentials that were self-certified as destroyed will result in suspension of the self-certification privilege.

b. Units being stored must be marked “stored” on the renewal vehicle schedule and the plates, cab cards and validation stickers must be returned in accordance with rule 761—500.5(321).

c. Vehicles may be added at the time of renewal. Upon payment of required fees, an applicant must apply for a temporary evidence of apportioned registration to be issued to operate a vehicle in accordance with the IRP. The department may extend the temporary evidence of apportioned registration if there are extenuating circumstances beyond the applicant’s control.

d. When the registrant is seeking a refund in accordance with Iowa Code section 326.15 for vehicles deleted from a fleet, the annual and permanent registration plates and validation stickers must be returned to the motor vehicle division. No refund will be paid for a vehicle deleted at the time of renewal.

This rule is intended to implement Iowa Code sections 326.6, 326.11, 326.12, 326.14, 326.15 and 326.33.

761—500.5(321,326) Deadline for placing a vehicle in storage. The registrant of a currently registered vehicle may at any time request that a vehicle be put into storage. The registrant must complete a vehicle schedule and return it with the plate, cab card and validation sticker to the motor vehicle division. The vehicle schedule, plate, cab card and sticker must be received or postmarked on or before the registration expiration date to stop the registration fee from being assessed for the renewal year. The motor vehicle division will destroy the plate and return the cab card to the registrant with the word “stored” stamped on it. Placing the vehicle in storage stops penalties on registration fees. When the vehicle is taken out of storage, the vehicle is assessed for the current annual registration fee.

This rule is intended to implement Iowa Code sections 321.126, 321.134 and 326.33.

761—500.6(326) Payment, delinquency and suspension.

500.6(1) Acceptable methods to make payment to the Iowa Department of Transportation include cash, check, credit card or any other means offered by the department. Payment is due 30 calendar days from the invoice date. However, renewal invoices are due 30 calendar days from the invoice date or by the last day of the registration expiration month, whichever is later.

500.6(2) Invoices not paid by the due date are assessed a late payment penalty as provided in Iowa Code sections 326.14 and 326.16. The same penalty amount will be assessed the first of each month thereafter until the total invoice and all penalties are paid in full.

500.6(3) A delinquency notice will be sent on invoices 30 calendar days overdue. The department will send a delinquency notice stating the IRP registration will be suspended unless payment is received within 30 calendar days from the date of the delinquency notice. If payment is not received in a timely manner, a notice of suspension will be sent to the registrant. When a registrant is under suspension, all of the registrant’s Iowa-based IRP vehicles and the registrant’s Iowa-based International Fuel Tax Agreement (IFTA) account, if applicable, are suspended.

This rule is intended to implement Iowa Code sections 326.10A, 326.14, 326.16 and 326.33.

761—500.7(326) Self-certification of IRP registration plate and validation sticker destruction.

500.7(1) In order to request a refund for unused registration fees, unless the registrant qualifies to self-certify destruction under this rule, plates and validation stickers must be returned to the department when a vehicle is deleted from the fleet. A registrant will meet all of the following requirements to qualify for department approval to self-certify destruction of IRP credentials:

a. A minimum of five years’ experience with IRP registration.

b. A satisfactory IRP payment history. A satisfactory payment history includes but is not limited to no suspension of IRP registration in the last five years due to late payment or returned check because of insufficient funds.

c. A satisfactory rating from the U.S. Department of Transportation in the previous five years.

500.7(2) A motor carrier subject to a federal out-of-service order in the current year or any of the four prior years is not eligible to self-certify IRP credential destruction.

This rule is intended to implement Iowa Code sections 326.15 and 326.33.

761—500.8(326) IRP credentials. Upon payment of appropriate fees and submission of all required documentation, the motor vehicle division will issue one IRP plate for each power unit to be mounted on the front of the power unit, one trailer plate to be mounted on the rear of the trailer and one cab card for each power unit. The cab card may be in either a physical or electronic format.

This rule is intended to implement Iowa Code sections 326.14 and 326.33.

761—500.9(326) Nonrenewal vehicle additions. A registrant may add a vehicle to the fleet at any time after the commencement of the registration year. Upon payment of required fees, temporary evidence of apportioned registration may be issued to operate the vehicle(s). The temporary evidence of apportioned registration will not exceed 45 days. However, the department may extend the temporary evidence of apportioned registration if there are extenuating circumstances. Once temporary evidence of apportioned registration is issued and used, fees will be due and the invoice may only be canceled if an error was made by the department or there were extenuating circumstances for which nonuse can be proven.

This rule is intended to implement Iowa Code sections 326.11 and 326.33.

761—500.10(326) Nonrenewal vehicle deletions. A registrant may delete vehicles from the fleet at any time after the commencement of the registration year. The plates and validation stickers must be returned to the motor vehicle division at the time of deletion. In lieu of returning the plates and validation stickers, a qualified registrant may submit a self-certification of IRP credential destruction on or before the vehicle's or vehicles' deletion date to the motor vehicle division. Operating a vehicle with credentials that were self-certified as destroyed will result in suspension of the self-certification privilege, and the registrant is responsible for any additional fees that would have been due beyond the stated destruction date.

This rule is intended to implement Iowa Code sections 326.12, 326.15 and 326.33.

761—500.11(326) Voluntary cancellation of registration. A registrant may cancel a transaction for IRP registration if the registrant notifies the motor vehicle division within 48 hours of the invoice date. The notice shall state the reason for cancellation, the licensing status and ownership and be signed by the registrant or its representative. If notice is not received within 48 hours or if a temporary evidence of apportioned registration was issued in accordance with rule 761—500.9(326), all registration fees must be paid in full.

This rule is intended to implement Iowa Code sections 326.6, 326.11 and 326.33.

761—500.12(326) Registration credit.

500.12(1) If a vehicle is deleted from the IRP fleet and replaced with another vehicle, registration credit may be applied to IRP fees due on the replacement vehicle if the registrant does all of the following:

- a.* Submits the vehicle schedule identifying the added and deleted vehicles to the motor vehicle division.
- b.* Deletes the vehicle on or before the effective date of the replacement vehicle's registration.

500.12(2) Allowance for credit of deleted vehicles is subject to the conditions set forth in Iowa Code section 326.12.

This rule is intended to implement Iowa Code sections 326.12 and 326.33.

761—500.13(321,326) Penalty for late filing of vehicle registration.

500.13(1) As provided in Iowa Code sections 326.14 and 326.16, a late filing penalty of 5 percent is assessed to the vehicle if a vehicle registration is not filed within 30 days of one of the following:

- a.* The purchase of a new or used vehicle.
- b.* The date a vehicle is brought across state borders into Iowa to be registered.

c. A vehicle being first operated with the exemption allowed under Iowa Code section 321.20A.

500.13(2) An additional penalty will be assessed on the first of each month thereafter until the vehicle schedule is filed.

500.13(3) The department may collect intrastate registration fees and penalties when registering a delinquent vehicle to bring the vehicle fees current before allowing the IRP registration of the vehicle.

This rule is intended to implement Iowa Code sections 321.20A, 326.11, 326.14, 326.16 and 326.33.

761—500.14(326) Duplicate credentials. The fees for duplicate credentials are as follows:

500.14(1) A replacement cab card is \$3.

500.14(2) A replacement plate, including the cab card, is \$8.

500.14(3) If applicable, a mailing fee will also be assessed based on the number of plates or cab cards being issued.

This rule is intended to implement Iowa Code sections 326.22 and 326.33.

761—500.15(321,326) Making claim for refund. A refund of Iowa fees previously paid for the registration of vehicles may be made in accordance with Iowa Code sections 321.126, 321.127, 321.129 and 326.15. A claim for refund form may be obtained from the motor vehicle division. In lieu of returning the plates, a qualified registrant may submit a self-certification of IRP credential destruction on or before the vehicle's or vehicles' deletion date to the motor vehicle division.

This rule is intended to implement Iowa Code sections 321.126, 321.127, 321.129, 326.15 and 326.33.

761—500.16(326) Registration of vehicles with non-Iowa titles. Registrants applying for registration for non-Iowa titled vehicles shall submit to the motor vehicle division with the application or payment as specified in rule 761—500.6(326) one of the following:

500.16(1) A copy of the non-Iowa title or a copy of the title application if the title has not been issued.

500.16(2) If a jurisdiction does not issue titles, a copy of the bill of sale or a copy of the Canadian registration.

This rule is intended to implement Iowa Code sections 326.11 and 326.33.

761—500.17(326) Record retention.

500.17(1) *Record retention requirement and penalty.* Iowa IRP registrants shall preserve the records upon which their registration is based as required by the IRP for the current registration year and the three preceding registration years and, upon request, make such records available for audit. The department may assess a penalty upon registrants who have failed to maintain proper records.

500.17(2) *Adequacy of records.* Records maintained by a registrant are adequate only if the records enable the department to verify the distances reported in the registrant's application for apportioned registration and to evaluate the accuracy of the registrant's distance accounting system. The records may be produced through any means and retained in any format or medium available to the registrant and accessible by the department.

a. Records produced by a means other than a vehicle-tracking system will be considered adequate if the records include:

- (1) The beginning and ending dates of the trip to which the records pertain.
- (2) The origin and destination of the trip.
- (3) The route of travel.
- (4) The beginning and ending reading from the odometer, hubodometer, engine control module (ECM), or any similar device for the trip.
- (5) The total distance of the trip.
- (6) The distance traveled in each jurisdiction.
- (7) The vehicle identification number or vehicle unit number.

b. Records produced by a vehicle-tracking system that utilizes latitudes and longitudes must be created and maintained at a minimum of every 15 minutes when the vehicle's engine is on and contain the following data elements:

- (1) The vehicle identification number or vehicle unit number.
- (2) The date and time of each system reading.
- (3) The latitude and longitude to include a minimum of four decimal places (0.0001) of each system reading.
- (4) The odometer reading from the ECM of each system reading. If no ECM odometer is available, a beginning and ending dashboard odometer or hubometer for the trip will be acceptable.
- (5) The calculated distance between each system reading.
- (6) The route of the vehicle's travel.
- (7) The total distance traveled by the vehicle.
- (8) The distance traveled in each jurisdiction.

500.17(3) Summaries. The following summaries shall be maintained:

a. A summary of the fleet's operations of each month, which includes both the full distance traveled by each apportioned vehicle in the fleet during the calendar month and the distance traveled in the month by each apportioned vehicle in each jurisdiction.

b. A summary of the fleet's operations for each calendar quarter, which includes both the full distance traveled by vehicles in the fleet during the calendar quarter and the distance traveled in each jurisdiction by the vehicles in the fleet during the calendar quarter.

This rule is intended to implement Iowa Code sections 326.19A and 326.33.

761—500.18(326) Trip permits. A registrant may meet the registration requirements of Iowa Code chapter 326 by operating under a trip permit. However, trips that are intrastate or exceed legal dimensions or weight and operate under permit as specified in Iowa Code chapter 321E are not allowed.

500.18(1) Trip permits may be obtained through the department's website or in person from the motor vehicle division upon payment of the appropriate permit fee.

500.18(2) Registrants purchasing trip permits in advance of use cannot return unused permits for a refund.

This rule is intended to implement Iowa Code sections 326.23, 326.33 and 326.46.

761—500.19(326) Electronic information. To the greatest extent possible, the motor vehicle division will maintain in electronic form all records required under this chapter. The retention period for electronic records must follow the guidelines of the IRP.

500.19(1) IRP vehicle transaction. The motor vehicle division will destroy paper copies of IRP vehicle transaction requests 90 days after the IRP invoice is generated.

500.19(2) Federal heavy use tax (Form 2290 Schedule 1). The motor vehicle division will maintain Form 2290 Schedule 1 in accordance with 23 CFR Section 669.9 effective April 1, 2024.

This rule is intended to implement Iowa Code section 326.33.

MV-2026-19

Sara Siedsma, Motor Vehicle Division

The rulemaking proposes to rescind and repromulgate Chapter 500 in accordance with Executive Order 10. Proposed Chapter 500 complies with Iowa Code chapter 326 by outlining the process and procedures to obtain International Registration Plan (IRP) credentials from the department.

It is recommended that the Commission approve repromulgating Chapter 500.

Commissioner Arnold moved and Commissioner Stutsman seconded a motion to approve.

There were no further questions or comments.

The vote to approve was unanimous.

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Motor Vehicle Division Order No. MV-2026-20
Submitted by Sara Siedsma Phone No. 515-237-3057 Meeting Date September 9, 2025
Title Administrative Rules–761 IAC Chapter 601, Application for License

DISCUSSION/BACKGROUND:

The rulemaking proposes to rescind and repromulgate Chapter 601 in accordance with Executive Order 10. Proposed Chapter 601 complies with Iowa Code section 321.182 and the federal REAL ID Act, which require the Department to adopt rules regarding the application for a driver's license and to administer REAL ID driver's licenses in compliance with federal regulations. The proposed chapter also implements 2025 Iowa Acts, Senate File 418, which added a new definition of "sex" in Iowa Code section 4.1A referring to sex as male or female as observed or clinically verified at birth and removed the ability for a person to obtain an amended Iowa birth certificate reflecting a change in the person's sex under Iowa Code section 144.23. Due to enactment of these law changes, a person is no longer able to change the sex on the person's driver's license or nonoperator's identification card to reflect a sex different than what is listed on the person's identity document.

The public comment period ended on June 17, 2025. The Department received comments from One Iowa. The comments: opposed the rule change related to amending the ability to change the person's sex designation on the driver's license stating it relies on a medically inaccurate understanding of sex; asserted that the rule is discriminatory and undermines the goal of making people easier to identify; stated that under the rule, a person may both legally and medically be a sex that is not reflected on their license because their actual sex is different than the one that they were assigned at birth and there are a variety of conditions that can cause someone's sex to not be readily apparent at birth; asserted that the rule will lead to conflicting forms of identification; indicated the belief that the rule will create a parallel process by which those born in neighboring states are going to have access to more accurate forms of identification than those born in the state of Iowa and urged the DOT to revert to the previous process to allow for more accurate identification.

The Department responded in writing to the commenter, pointing out that the rule is implementing statute and that under Iowa Code chapter 17A, an administrative rule cannot conflict with statutory provisions or amend or nullify legislative intent. Accordingly, the Department cannot leave in place in its rules a process by which a person can amend the sex on their driver's license to something different than what is listed on their identity document.

The Department does plan to make the following change to the chapter to align with Iowa Code sections 321.182 and 321.189, which reference an applicant's sex rather than the applicant's sex designation:

- Amend subrules 601.2(4) and 601.4(7) to remove the term "designation" as that is not a term that appears in Iowa Code section 321.182 or 321.189 when referring to an applicant's sex as listed in the application or on the license.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended that the Commission approve repromulgating Chapter 601 with the above-noted changes.

COMMISSION ACTION:			Aye	Vote Nay	Pass
Moved by <u>Anderson</u> Seconded by <u>Arnold</u>	Anderson	<u>x</u>			
	Arnold	<u>x</u>			
	Gaesser	<u>x</u>			
	Juckette	<u>x</u>			
	Mulgrew Gronen	<u>x</u>			
	Quirk	<u>x</u>			
	Stutsman			<u>x</u>	
Division Director	Legal	State Director			

TRANSPORTATION DEPARTMENT[761]

Notice of Intended Action

Proposing rulemaking related to application for license and providing an opportunity for public comment

The Transportation Department hereby proposes to rescind Chapter 601, “Application for License,” Iowa Administrative Code, and to adopt a new chapter with the same title.

Legal Authority for Rulemaking

This rulemaking is proposed under the authority provided in Iowa Code sections 307.12(1)“j” and 321.182.

State or Federal Law Implemented

This rulemaking implements, in whole or in part, Iowa Code chapter 17A; section 4.1A as enacted by 2025 Iowa Acts, Senate File 418; sections 321.13, 321.177, 321.182, 321.184, 321.186, 321.189, 321.196, 321.197 and 321C.1; Article V, the REAL ID Act of 2005 (49 U.S.C. Section 30301 note) as amended by the REAL ID Modernization Act, H.R. 133, Division U, Title X; and 6 CFR Part 37.

Purpose and Summary

This rulemaking proposes to repromulgate Chapter 601 in compliance with Executive Order 10. Proposed Chapter 601 complies with Iowa Code section 321.182 and the federal REAL ID Act, which require the Department to adopt rules regarding the application for a driver’s license and to administer REAL ID driver’s licenses in compliance with federal regulations.

Regulatory Analysis

A Regulatory Analysis for this rulemaking was published in the Iowa Administrative Bulletin on February 19, 2025. A public hearing was held on the following date(s):

- March 13, 2025

The Department received no comments. The Department is making additional changes to the chapter to incorporate changes needed due to 2025 Iowa Acts, Senate File 418, which becomes effective July 1, 2025. Senate File 418 adds a new definition of “sex” in Iowa Code section 4.1A referring to sex as male or female as observed or clinically verified at birth. Senate File 418 also removes the process of obtaining an amended birth certificate to reflect a change in a person’s sex designation from Iowa Code section 144.23. Due to these Iowa Code changes, a person will no longer be able to change the sex designation on the person’s driver’s license to reflect a sex designation different than what is listed on the person’s identity document, thus necessitating the conforming changes to this chapter.

Fiscal Impact

This rulemaking has no fiscal impact to the State of Iowa.

Jobs Impact

After analysis and review of this rulemaking, no impact on jobs has been found.

Waivers

Any person who believes that the application of the discretionary provisions of this rulemaking would result in hardship or injustice to that person may petition the Department for a waiver of the discretionary provisions, if any, pursuant to 761—Chapter 11.

Public Comment

Any interested person may submit written or oral comments concerning this proposed rulemaking, which must be received by the Department no later than 4:30 p.m. on June 17, 2025. Comments should be directed to:

Sara Siedsma
Department of Transportation
DOT Rules Administrator, Office of the Director
800 Lincoln Way
Ames, Iowa 50010
Phone: 515.237.3058
Email: sara.siedsma@iowadot.us

Public Hearing

Public hearings at which persons may present their views orally will be held as follows:

June 17, 2025 1 to 1:30 p.m.	Microsoft Teams link Or dial: 515.817.6093 Conference ID: 426 727 681#
June 17, 2025 3:30 to 4 p.m.	Microsoft Teams link Or dial: 515.817.6093 Conference ID: 789 973 712#

Persons who wish to make oral comments at a public hearing may be asked to state their names for the record and to confine their remarks to the subject of this proposed rulemaking.

Any persons who intend to attend a public hearing and have special requirements, such as those related to hearing impairments, should contact Sara Siedsma and advise of specific needs.

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rulemaking by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rulemaking at its [regular monthly meeting](#) or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rulemaking action is proposed:

ITEM 1. Rescind 761—Chapter 601 and adopt the following **new** chapter in lieu thereof:

CHAPTER 601 APPLICATION FOR LICENSE

761—601.1(321) Information.

601.1(1) General. In addition to Iowa Code sections 321.182 and 321.196, this chapter provides information regarding how an applicant can qualify to apply for a driver's license. Additional information regarding applications for a commercial driver's license can be found in 761—Chapter 607.

601.1(2) Definition.

"License" means "driver's license" as defined in Iowa Code section 321.1(20A) unless the context otherwise requires.

601.1(3) Documents and location. Applications, forms and information about applying for a driver's license are available at any driver's license service center. Assistance is also available by mail from the Motor Vehicle Division, Iowa Department of Transportation, P.O. Box 9204, Des Moines, Iowa

50306-9204; by telephone at 515.239.1837; by email at driver.services@iowadot.us; or on the department's website at www.iowadot.gov/mvd/driverslicense.

This rule is intended to implement Iowa Code section 321.182.

761—601.2(321,321C) Application for license. An application for a driver's license is to include the following:

601.2(1) Name. The applicant's full legal name is to be given on the application. "Full legal name" means an individual's first name(s), middle name(s) and last name(s), without use of initials or nicknames. Civilian and military titles, initials and nicknames are not to be used on the applicant's license or in the applicant's record. This does not apply where a portion of an individual's legal name, whether first, middle or last, consists of a single character, whether followed by a period or not.

601.2(2) Out-of-state verification. Upon application for a driver's license, the department is to ascertain whether the applicant has ever held, or is the holder of, a driver's license issued by any other state.

a. The department will not issue a driver's license to the applicant if:

(1) The applicant has held a driver's license issued by any other state, but the driver's license has been suspended by reason, in whole or part, of a violation and if such suspension period has not terminated.

(2) The applicant has held a driver's license issued by any other state, but the driver's license has been revoked by reason, in whole or part, of a violation and if such revocation has not terminated, except that after the expiration of one year from the date the license was revoked, the applicant may make application for a new license if permitted by law. The department may refuse to issue a license to any such applicant if, after investigation, the department determines that it will not be safe to grant such applicant the privilege of driving a motor vehicle on the highways.

(3) The applicant is the holder of a driver's license issued by another state and currently in force unless the applicant surrenders such license.

b. If the applicant is subject to subparagraph 601.2(2) "a"(2) or has committed an offense or acted in a manner in another state that in Iowa would be grounds for revocation and it has been more than one year from the date the license or driving privilege was revoked, the department may issue the applicant a driver's license only upon such terms and conditions and subject to such restrictions or limitations as if the violation had been committed and the revocation imposed in Iowa. The department will delay licensing or restrict licensing for such period of time that the applicant would be ineligible for a driving privilege or subject to a restricted driving privilege if the violation had been committed and the revocation imposed in Iowa.

(1) The department may grant a driving privilege to an applicant who meets all of the following:

1. The applicant has satisfied the same requirements as if the violation had been committed and the revocation imposed in Iowa.

2. The applicant is otherwise physically and mentally capable of safely operating a motor vehicle.

(2) The department will not assess a civil penalty to the applicant as a condition of licensing under this subrule.

(3) Pursuant to Iowa Code section 321.13, the department may make further investigation or request further information necessary to determine whether it is safe to grant the applicant a driving privilege.

c. The department may verify the applicant's driving record from another state of record, including electronically, to assist the department in determining whether it is safe to grant the applicant a license.

601.2(3) Disabilities. The applicant is to indicate and explain any mental or physical disabilities that might affect the applicant's ability to operate a motor vehicle safely. The department may make further inquiries of the applicant or request further information necessary to determine whether it is safe to grant the applicant a driving privilege, including but not limited to requesting an examination authorized under Iowa Code section 321.186.

601.2(4) Physical description. The applicant shall provide the applicant's sex designation, height to the nearest inch, weight to the nearest pound and eye color.

601.2(5) Address. The applicant shall provide the applicant's current residential address and current mailing address, if different from the applicant's current residential address. A mailing address for which a forwarding order with the United States Postal Service is in place is not acceptable. Notwithstanding anything in subrule 601.2(5), an applicant who is a participant in the "safe at home" address confidentiality program administered by the Iowa secretary of state may submit a designated address issued to the applicant by the Iowa secretary of state as the applicant's residential and mailing address.

601.2(6) Signature.

a. The applicant's signature shall be without qualification and shall contain only the applicant's usual signature without any other titles, characters or symbols.

b. The applicant's signature certifies, under penalty of perjury and pursuant to the laws of the state of Iowa, that the statements made and information provided in the applicant's application are true and correct.

c. The applicant's signature further certifies that the fee collected and the change returned, if any, is correct and acknowledges that the applicant is aware of the obligation to notify the department of a change in mailing address within 30 days of the change.

d. The applicant's signature will be captured electronically.

601.2(7) Surrender of license and nonoperator's identification card. An applicant for a driver's license shall surrender all other driver's licenses and nonoperator's identification cards. This includes those issued by a state other than Iowa or a foreign jurisdiction unless otherwise provided in a letter of understanding or other written memorialization of reciprocity or understanding. An applicant who renews a driver's license electronically pursuant to 761—subrule 605.25(7) shall destroy the previous driver's license upon receipt of the renewed driver's license.

This rule is intended to implement Iowa Code sections 321.13, 321.177, 321.182, 321.186, 321.196 and 321C.1 and 6 CFR Part 37.

761—601.3(321) Emergency contact information. Pursuant to Iowa Code section 321.197, a person may voluntarily provide the department with emergency contact information.

601.3(1) Form and submission.

a. Emergency contact information may be provided to the department through any of the following methods:

(1) By submitting Form 430305 to the department's address or website listed in subrule 601.1(3) or by email at emergencyinfo.contact@iowadot.us.

(2) In person at a driver's license service center.

(3) In person at a county treasurer's office that issues driver's licenses under Iowa Code chapter 321M.

b. Submission of emergency contact information is not a condition of issuing, renewing or replacing a driver's license.

601.3(2) Modifications.

a. A person may request changes to the person's emergency contact information by entering those changes on the department's website or by submitting Form 430305 to the department using any of the methods provided in paragraph 601.3(1) "a."

b. A person may request to be removed as an emergency contact by submitting Form 430306 to the department at the address or website listed in subrule 601.1(3) or by email at emergencyinfo.contact@iowadot.us.

c. A person who was removed as an emergency contact under paragraph 601.3(2) "b" will not again be listed as the person's emergency contact unless the person submits Form 430306 to the department at the address or website listed in subrule 601.1(3) or by email at emergencyinfo.contact@iowadot.us.

This rule is intended to implement Iowa Code section 321.197.

761—601.4(17A,321) Proofs submitted with application. An applicant for a new Iowa driver's license or nonoperator's identification card, including a person who currently holds a license or card issued by

another state or foreign jurisdiction, shall submit proof of identity, date of birth, social security number, Iowa residency and current residential address and lawful status in the United States.

601.4(1) *Verification of identity and date of birth.* To establish identity and date of birth, an applicant must submit at least one of the following documents. The department may require additional documentation.

- a.* A valid, unexpired U.S. passport or U.S. passport card.
- b.* A certified copy of a birth certificate and, if applicable, a certified amended or new birth certificate showing a change in name or date of birth, filed with a state office of vital statistics or equivalent agency in the applicant's state of birth. The birth certificate must bear the issuing authority's certification of authenticity. A hospital-issued certificate is not acceptable. As used herein, "state" means a state of the United States, the District of Columbia, Puerto Rico, the Virgin Islands, Guam, American Samoa and the Commonwealth of the Northern Mariana Islands.
- c.* A Consular Report of Birth Abroad issued by the U.S. Department of State (Form FS-240, DS-1350 or FS-545).
- d.* A valid, unexpired Permanent Resident Card (Form I-551) issued by the U.S. Department of Homeland Security or U.S. Immigration and Naturalization Service.
- e.* An unexpired employment authorization document issued by the U.S. Department of Homeland Security (Form I-766 or Form I-688B).
- f.* An unexpired foreign passport with a U.S. visa affixed, accompanied by the approved I-94 form documenting the applicant's most recent admittance into the United States.
- g.* A Certificate of Naturalization issued by the U.S. Department of Homeland Security (Form N-550 or Form N-570).
- h.* A Certificate of Citizenship (Form N-560 or Form N-561) issued by the U.S. Department of Homeland Security.
- i.* A REAL ID driver's license or identification card as defined in 6 CFR Section 37.3.
- j.* Such other documents as the U.S. Department of Homeland Security may designate as acceptable proof of identity and date of birth for REAL ID purposes by notice published in the Federal Register.
- k.* A federal release identification card issued by the U.S. Department of Justice or Federal Bureau of Prisons or an Inmate Descriptor Inquiry, Client Information Inquiry or Offender Snapshot document issued by the Iowa department of corrections or the United States District Court, Northern and Southern Districts of Iowa, that contains the applicant's full legal name and date of birth and is notarized. An application that includes only a document listed in this paragraph as proof of identity and date of birth is only eligible for a driver's license or nonoperator's identification card marked as not acceptable for federal purposes pursuant to 6 CFR Part 37.

601.4(2) *Verification of social security number.*

- a.* Except as provided in paragraph 601.4(2) "b," an applicant must provide the applicant's Social Security Administration's account number.
- b.* An applicant who establishes identity by presenting the identity document listed in paragraph 601.4(1) "f" (unexpired foreign passport with a valid, unexpired U.S. visa affixed and accompanied by the approved I-94 form documenting the applicant's most recent admittance into the United States) must provide the applicant's social security number or demonstrate non-work authorized status.

601.4(3) *Verification of Iowa residency and current residential address.*

- a.* An applicant must present two documents that include the applicant's name and current Iowa residential address and that demonstrate residency in the state of Iowa. Acceptable documents are issued by a person, organization or entity other than the applicant that include the issuer's name and address, include the applicant's name and current residential address and demonstrate residency in the state of Iowa. Acceptable documents are reasonable, authentic documents capable of verification by the department.
- b.* An acceptable address is a street or highway address and not a post office box. In areas where a number and street name have not been assigned, an address convention used by the U.S. Postal Service

is acceptable. The current residence of a person with more than one dwelling is the dwelling for which the person claims a homestead tax credit under Iowa Code chapter 425, if applicable.

c. An applicant who is a member of the armed forces and is an Iowa resident stationed in another state or an applicant who is the spouse or dependent family member residing with a member of the armed forces that is an Iowa resident stationed in another state may use the applicant's address in the state of station as the applicant's current residential address if the applicant does not maintain an Iowa residence during the applicant's deployment outside the state of Iowa. The applicant must provide official documentation confirming the applicant's residential address in the state of station and that the applicant is stationed in that state. The applicant's mailing address may be the applicant's current residential address or another address at which the applicant receives mail.

601.4(4) *Verification of lawful status in the United States.*

a. If an applicant presents one of the identity documents listed under subrule 601.5(1), the department's verification of that identity document is satisfactory evidence of lawful status.

b. An applicant who presents only a document listed under paragraph 601.4(1) "e," "f" or "i" is not eligible to receive a driver's license or nonoperator's identification card marked as REAL ID compliant unless the applicant also provides one of the other documents listed in subrule 601.4(1) or another United States Department of Homeland Security-approved document.

601.4(5) *Verification of name change.* The name listed on the driver's license or nonoperator's identification card that is issued will be identical to the name listed on the identity document submitted unless the applicant submits the chain of legal documents necessary to show the legal change of the applicant's name from the identity document submitted to the applicant's current legal name under paragraph 601.4(5) "a" or "b." Alternatively, an applicant who is an existing Iowa licensee or cardholder may confirm the applicant's current legal name as displayed on the applicant's license or card under the provisions of paragraph 601.4(5) "c." The following documents are acceptable:

a. Court-ordered name change. A court order must contain the applicant's prior legal name, the applicant's court-ordered legal name, and the court's certification of authenticity. Acceptable court orders include orders under petition for name change, orders for name change set forth in a decree of dissolution, and orders for name change set forth in a decree of adoption.

b. Certified copy of marriage certificate. The marriage certificate must be filed with a state office of vital statistics or equivalent agency in the person's state or country of marriage. The certificate must bear the issuing authority's certification of authenticity. A church, chapel or similarly issued certificate is not acceptable. As used herein, "state" means a state of the United States, the District of Columbia, Puerto Rico, the Virgin Islands, Guam, American Samoa and the Commonwealth of the Northern Mariana Islands.

c. Social security records match. The applicant must establish that the applicant's Social Security Administration's account number is issued in the applicant's current legal name as verified by the department with the Social Security Online Verification (SSOLV) system in accordance with 6 CFR Section 37.13(b)(2) effective January 1, 2024.

601.4(6) *Verification of change of date of birth.* The date of birth listed on the driver's license or nonoperator's identification card that is issued will be identical to the date of birth listed on the identity document submitted unless the applicant submits a certified amended or new birth certificate that documents the change of date of birth and complies with paragraph 601.4(1) "b."

601.4(7) *Verification of sex designation.* The sex designation listed on the driver's license or nonoperator's identification card that is issued will be identical to the sex designation listed on the identity document submitted.

601.4(8) *Exception process.* As provided in 6 CFR Section 37.11(h) (REAL ID exceptions process) effective January 1, 2024, and notwithstanding any other provisions of this chapter or 761—Chapter 11 to the contrary, an applicant who, for reasons beyond the applicant's control, is unable to present a necessary document under this rule may apply to the department for an exception as provided in this subrule.

a. To apply for an exception under this rule, an applicant is to submit a written request to the department at the address or email address listed in subrule 601.1(3) or in person at any driver's license service center containing all of the following:

- (1) The applicant's name, address, date of birth and contact information.
- (2) Whether the applicant is applying for a driver's license or nonoperator's identification card.
- (3) A description of the necessary verification of identity and date of birth or verification of name change documents under this rule that the applicant is unable to provide and the reason why it is beyond the applicant's control to provide the document.
- (4) Any alternate document or other proof that exists to verify the facts contained in the missing document, which may include an approved I-94 form documenting the applicant's most recent admittance into the United States as verified by the U.S. Department of Homeland Security in accordance with 6 CFR Section 37.13 effective January 1, 2024.
- (5) Any other information or proof required by the department.

b. The motor vehicle division director or the director's designee may grant an exception under this rule if all of the following apply:

- (1) The applicant has submitted a written request with all of the required documentation under paragraph 601.4(8) "a."
- (2) The applicant, as determined by the department, has sufficiently demonstrated that the applicant is unable to provide a necessary document under this rule due to reasons beyond the applicant's control.
- (3) The application of the subject rule will pose an undue hardship on the applicant, as determined by the department.
- (4) Granting the exception will not prejudice the substantial legal rights of any person, as determined by the department.

c. The department may place any condition on an exception issued under this rule that the department finds necessary to carry out the department's functions.

d. An exception under this subrule does not apply to a required document under subrule 601.4(2).

e. An alternate document accepted under this exception process to satisfy the provisions of subrule 601.4(4) is only allowed if the document demonstrates United States citizenship as required by 6 CFR Section 37.11(h) effective January 1, 2024.

f. An applicant's inability to pay for a necessary document under this rule does not meet the criteria for an exception under this subrule.

g. Nothing in this subrule requires the department to issue a driver's license or nonoperator's identification card if the applicant is not otherwise eligible. The department reserves the right to modify or cancel an exception at any time if the department finds that anything in the exception application or accompanying documentation was based on fraud or misrepresentation by the applicant or if the modification or cancellation is necessary based on a change in circumstances of the applicant.

h. An applicant whose request for exception under this rule has been denied may contest the decision in accordance with Iowa Code chapter 17A and 761—Chapter 13. The request for a hearing may be submitted in writing to the motor vehicle division. The request is to include, as applicable, the applicant's name, driver's license or nonoperator's identification number, date of birth, complete address and telephone number. The request is to be submitted within 20 days after the date of the notice of exception denial.

This rule is intended to implement Iowa Code chapter 17A; section 4.1A as enacted by 2025 Iowa Acts, Senate File 418; sections 321.13, 321.182 and 321.189; the REAL ID Act of 2005 (49 U.S.C. Section 30301 note) as amended by the REAL ID Modernization Act, H.R. 133, Division U, Title X; and 6 CFR Part 37.

761—601.5(321) Parent's, guardian's, or custodian's consent. The application of an unmarried person under the age of 18 years is subject to the following:

601.5(1) Form 430018, Parent's, Guardian's or Custodian's Consent to Issue Driver's License or Permit, or its equivalent must be submitted at the time of issuance or to the email address listed in subrule 601.1(3).

601.5(2) The form shall contain the verified consent and confirmation of the applicant's date of birth and be signed by either parent of the applicant, the guardian of the applicant, or a person having custody of the applicant under Iowa Code chapter 232 or 600A.

601.5(3) The signature, which may be electronic, is to be dated and subject to the following verification or its equivalent: "I certify under penalty of perjury and pursuant to the laws of the state of Iowa that the preceding is true and correct." No exception will be made for the parent's, guardian's or custodian's absence from Iowa. A married person under the age of 18 years shall submit a marriage certificate that complies with paragraph 601.4(5) "b" in lieu of the consent form.

This rule is intended to implement Iowa Code section 321.184.

761—601.6(321) REAL ID driver's license. A person who seeks a driver's license that is compliant with the REAL ID Act of 2005, 49 U.S.C. Section 30301 note, as implemented in 6 CFR Part 37 ("REAL ID driver's license") effective January 1, 2024, must meet and comply with all lawful requirements for an Iowa driver's license and must also meet and comply with all application and documentation requirements set forth at 6 CFR Part 37, including but not limited to documentation of identity, date of birth, social security number, address of principal residence and evidence of lawful status in the United States. Documents and information provided will be verified pursuant to 6 CFR Section 37.13. An applicant for a REAL ID driver's license is subject to a mandatory facial image capture that meets the requirements of 6 CFR Section 37.11(a). A REAL ID driver's license may not be issued, reissued or renewed except as permitted in 6 CFR Part 37 and may not be issued, reissued or renewed by any procedure, in any circumstance, to any person or for any term prohibited under 6 CFR Part 37. The information on the front of any REAL ID driver's license must include all information and markings required by 6 CFR Section 37.17. Nothing in this rule requires a person to obtain a REAL ID driver's license.

This rule is intended to implement Iowa Code chapter 321; the REAL ID Act of 2005 (49 U.S.C. Section 30301 note) as amended by the REAL ID Modernization Act, H.R. 133, Division U, Title X; and 6 CFR Part 37.

MV-2026-20

Sara Siedsma, Motor Vehicle Division

Chapter 601 is being rescinded and repromulgated in pursuant of Executive Order 10. This chapter complies with Iowa Code section 321.182 and the federal REAL ID Act. It requires the Department to adopt and administer driver's licenses in compliance with the federal REAL ID act. The proposed rules also implements the statutory changes in the 2025 legislative session from Senate File 418. The Department does plan to make one change to the chapter which is to remove the term "designation" which aligns with Iowa Code.

It recommended that the Commission approve repromulgating Chapter 601.

Commissioner Anderson moved and Commissioner Arnold seconded a motion to approve.

There were no further questions or comments.

The motion was approved with 6 'yes' votes and one abstention.

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Motor Vehicle Division Order No. MV-2026-21
Submitted by Sara Siedsma Phone No. 515-237-3057 Meeting Date September 9, 2025
Title Administrative Rules—761 IAC Chapter 605, License Issuance

DISCUSSION/BACKGROUND:

The rulemaking proposes to rescind and repromulgate Chapter 605 in accordance with Executive Order 10. Proposed Chapter 605 complies with Iowa Code and the federal REAL ID Act, which require the Department to issue driver's licenses to qualified applicants and to administer REAL ID driver's licenses in compliance with federal regulations. The proposed chapter also implements 2025 Iowa Acts, Senate File 418, which added a new definition of "sex" in Iowa Code section 4.1A referring to sex as male or female as observed or clinically verified at birth and removed the ability for a person to obtain an amended Iowa birth certificate reflecting a change in the person's sex under Iowa Code section 144.23. Due to enactment of these law changes, a person is no longer able to change the sex on the person's driver's license to reflect a sex different than what is listed on the person's identity document.

The public comment period ended on August 13, 2025. The Department received no comments.

The Department does plan to make the following change to the chapter to align with Iowa Code section 321.189, which references an applicant's sex rather than the applicant's sex designation:

- Amend subrule 605.4(5) to remove the term "designation" as that is not a term that appears in Iowa Code section 321.189 when referring to an applicant's sex as listed on the license.

A complete summary explaining the proposed rulemaking is included in the attached Notice of Intended Action.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended that the Commission approve repromulgating Chapter 605 with the above-noted changes.

COMMISSION ACTION:

Moved by Quirk Seconded by Juckette

	Aye	Nay	Pass
Anderson	<u>x</u>	<u> </u>	<u> </u>
Arnold	<u>x</u>	<u> </u>	<u> </u>
Gaesser	<u>x</u>	<u> </u>	<u> </u>
Juckette	<u>x</u>	<u> </u>	<u> </u>
Mulgrew Gronen	<u>x</u>	<u> </u>	<u> </u>
Quirk	<u>x</u>	<u> </u>	<u> </u>
Stutsman	<u> </u>	<u> </u>	<u>x</u>

Division
Director

Legal

State Director

TRANSPORTATION DEPARTMENT[761]

Notice of Intended Action

Proposing rulemaking related to license issuance and providing an opportunity for public comment

The Transportation Department hereby proposes to rescind Chapter 605, “License Issuance,” Iowa Administrative Code, and to adopt a new chapter with the same title.

Legal Authority for Rulemaking

This rulemaking is proposed under the authority provided in Iowa Code sections 307.12(1)“j,” 321.189, 321.191 and 321.196.

State or Federal Law Implemented

This rulemaking implements, in whole or in part, Iowa Code chapter 321A; section 4.1A as enacted by 2025 Iowa Acts, Senate File 418; sections 142C.3, 252J.8, 252J.9, 307.12(1)“j,” 321.1, 321.13, 321.176, 321.177, 321.178, 321.180 through 321.180B, 321.182, 321.184, 321.186, 321.188, 321.189, 321.191, 321.193 through 321.196, 321.198, 321.208, 321.210, 321.212, 321.215, 321J.4, and 321J.20; the REAL ID Act of 2005 (49 U.S.C. Section 30301 note) as amended by the REAL ID Modernization Act, H.R. 133, Division U, Title X; and 6 CFR Part 37.

Purpose and Summary

This rulemaking proposes to repromulgate Chapter 605 in compliance with Executive Order 10. Proposed Chapter 605 complies with provisions of the Iowa Code and the federal REAL ID Act, which require the Department to issue driver’s licenses to qualified applicants and to administer REAL ID driver’s licenses in compliance with federal regulations. The proposed chapter also implements Iowa Code section 4.1A as enacted by 2025 Iowa Acts, Senate File 418. This legislation adds a new definition of “sex” in Iowa Code section 4.1A referring to sex as male or female as observed or clinically verified at birth and removes from Iowa Code section 144.23 the process of obtaining an amended birth certificate to reflect a change in a person’s sex designation. Due to these Iowa Code changes, a person will no longer be able to change the sex designation on the person’s driver’s license to reflect a sex designation different from what is listed on the person’s identity document, thus necessitating the conforming changes to this chapter.

Regulatory Analysis

A Regulatory Analysis for this rulemaking was published in the Iowa Administrative Bulletin on April 30, 2025. A public hearing was held on the following date(s):

- May 22, 2025

The Department received no comments.

Fiscal Impact

This rulemaking has no fiscal impact to the State of Iowa.

Jobs Impact

After analysis and review of this rulemaking, no impact on jobs has been found.

Waivers

Any person who believes that the application of the discretionary provisions of this rulemaking would result in hardship or injustice to that person may petition the Department for a waiver of the discretionary provisions, if any, pursuant to 761—Chapter 11.

Public Comment

Any interested person may submit written or oral comments concerning this proposed rulemaking, which must be received by the Department no later than 4:30 p.m. on August 13, 2025. Comments should be directed to:

Sara Siedsma
Department of Transportation
DOT Rules Administrator, Office of the Director
800 Lincoln Way
Ames, Iowa 50010
Phone: 515.237.3058
Email: sara.siedsma@iowadot.us

Public Hearing

Public hearings at which persons may present their views orally will be held as follows:

August 13, 2025 11 to 11:30 a.m.	Microsoft Teams link Or dial: 515.817.6093 Conference ID: 632 188 825#
August 13, 2025 2 to 2:30 p.m.	Microsoft Teams link Or dial: 515.817.6093 Conference ID: 761 826 488#

Persons who wish to make oral comments at a public hearing may be asked to state their names for the record and to confine their remarks to the subject of this proposed rulemaking.

Any persons who intend to attend a public hearing and have special requirements, such as those related to hearing impairments, should contact Sara Siedsma and advise of specific needs.

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rulemaking by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rulemaking at its [regular monthly meeting](#) or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rulemaking action is proposed:

ITEM 1. Rescind 761—Chapter 605 and adopt the following **new** chapter in lieu thereof:

CHAPTER 605 LICENSE ISSUANCE

761—605.1(307,321) Information.

605.1(1) Scope. This chapter applies to the issuance of all Iowa driver's licenses. Additional information on the issuance of a commercial driver's license or a commercial learner's permit is given in 761—Chapter 607.

605.1(2) Information and location. Applications, forms and information concerning driver's licenses are available at any driver's license service center. Assistance is also available by mail from Motor Vehicle Division, Iowa Department of Transportation, P.O. Box 9204, Des Moines, Iowa 50306-9204; by telephone at 515.244.8725; by facsimile at 515.237.1837; or on the department's website at www.iowadot.gov/mvd/driverslicense/Fees-and-license-type#54672687-non-commercial-drivers-license.

This rule is intended to implement Iowa Code sections 307.12(1)“j” and 321.174.

761—605.2(307,321) Definitions. The definitions in Iowa Code section 321.1 and the following definitions apply to this chapter.

“Interstate or freeway driving” means fully and partially controlled access roads with a speed limit of 65 miles per hour or more for the purposes of this chapter.

“License” means “driver’s license” as defined in Iowa Code section 321.1(20A) unless the context otherwise requires.

“Medical report” means a report from a qualified medical professional attesting to a person’s physical or mental capability to operate a motor vehicle safely. The report should be submitted on Form 430031. In lieu of Form 430031, a report signed by a qualified medical professional on the qualified medical professional’s letterhead may be accepted if it contains all the information specified on Form 430031.

“Nearby” in Iowa Code section 321.176(2) means a distance of not more than two miles.

“Qualified medical professional” means a person licensed as a physician under Iowa Code chapter 148, a person licensed as an advanced registered nurse practitioner under Iowa Code chapter 152 and licensed with the board of nursing or a person licensed as a physician assistant under Iowa Code chapter 148C, when practicing within the scope of the person’s professional licensure.

“Temporarily present in this state” means a person who has temporary lawful status as defined in 6 CFR Section 37.3 effective January 1, 2024.

This rule is intended to implement Iowa Code sections 307.12(1) “j,” 321.1 and 321.176.

761—605.3(252J,307,321) Persons not to be licensed.

605.3(1) The department will not knowingly issue a license to any person who:

- a. Is ineligible for licensing.
- b. Is unable to operate a motor vehicle safely because of a physical or mental disability until that person submits a medical report or vision report stating that the person is physically and mentally capable of operating a vehicle safely and passes the applicable examinations if required under 761—Chapter 604 or 607.
- c. Has been specifically adjudged incompetent pursuant to Iowa Code chapter 229 on or after January 1, 1976, including anyone admitted to a mental health facility prior to that date and not released until after, until the department receives specific adjudication that the person is competent. A medical report stating that the person is physically qualified to operate a motor vehicle safely is also required.
- d. Suffers from syncope of any cause, any type of periodic or episodic loss of consciousness, or any paroxysmal disturbances of consciousness, including but not limited to epilepsy, until that person has not had an episode of loss of consciousness or loss of voluntary control for six months and then only upon receipt of a medical report favorable toward licensing.
 - (1) If a medical report indicates a pattern of only syncope, the department may license without a six-month episode-free period after favorable recommendation by the medical advisory board.
 - (2) If a medical report indicates a pattern of such episodes only when the person is asleep or is sequestered for sleep, the department may license without a six-month episode-free period.
 - (3) If an episode occurs when medications are withdrawn by a qualified medical professional, but the person is episode-free when placed back on medications, the department may license without a six-month episode-free period with a favorable recommendation from a neurologist.
 - (4) If a medical report indicates the person experienced a single nonrecurring episode, the cause has been identified, the qualified medical professional is not treating the person for the episode or a contributing health condition and the qualified medical professional believes the episode is unlikely to recur, the department may license without the six-month episode-free period with a favorable recommendation from a qualified medical professional. As used in this subparagraph, a “single nonrecurring episode” means an incident that is not caused by a health condition and there is no history of prior episodes or a health condition that may cause such an episode.
- e. Must wear bioptic telescopic lenses to meet the visual acuity standard required for a license.
- f. Is the named person on a certificate of noncompliance that has been received from child support services, until the department receives a withdrawal of the certificate of noncompliance or unless an application has been filed pursuant to Iowa Code section 252J.9.

605.3(2) When a medical report is required, a license will be issued only if the report indicates that the person is qualified to operate a motor vehicle safely. The department may submit the report to the medical advisory board for an additional opinion.

605.3(3) When the department receives evidence that an Iowa licensed driver has been adjudged incompetent or is not physically or mentally qualified to operate a motor vehicle safely, the department will suspend the license for incapability, as explained in rule 761—615.14(321), or deny further licensing, as explained in rule 761—615.4(321).

This rule is intended to implement Iowa Code sections 252J.8, 252J.9, 307.12(1)“j,” 321.13, 321.177, 321.186, 321.193, 321.210 and 321.212.

761—605.4(142C,321) Contents of license. In addition to the information specified in Iowa Code section 321.189(2), the following information will be shown on a driver’s license.

605.4(1) Name. The licensee’s full legal name will be listed as established according to 761—subrules 601.5(1) and 601.5(5) and will conform to the requirements of 761—subrule 601.1(2).

605.4(2) Current residential address. The licensee’s current residential address will be listed as established according to the requirements of 761—subrule 601.1(6) and 761—subrule 601.5(3).

605.4(3) Physical description. The physical description of the licensee on the face of the driver’s license will include the following as established according to the requirements of 761—subrule 601.1(5):

a. The licensee’s eye color using these abbreviations: Blk-black, Blu-blue, Bro-brown, Dichromatic, Gry-gray, Grn-green, Haz-hazel, Pnk-pink and Unk-unknown.

b. The licensee’s height in feet and inches.

605.4(4) Date of birth. The licensee’s date of birth will be listed as established according to 761—subrules 601.5(1) and 601.5(6).

605.4(5) Sex. The licensee’s sex designation will be identical to the sex designation listed on the identity document submitted under rule 761—601.5(321).

605.4(6) REAL ID markings.

a. A driver’s license that is issued as a REAL ID driver’s license as defined in rule 761—601.7(321) will include a security marking as required by 6 CFR Section 37.17(n) effective January 1, 2024.

b. A driver’s license that is not issued as a REAL ID driver’s license as defined in rule 761—601.7(321) is to include the following statement on the face of the card: “not for REAL ID act purposes” as required by 6 CFR Section 37.71 effective January 1, 2024, and any subsequent guidance issued by the U.S. Department of Homeland Security.

c. A driver’s license issued to a foreign national who is temporarily present in this state will include the following statement on the face of the license: “limited term.”

605.4(7) Voluntary markings. Upon the request of the licensee, the department will indicate on the driver’s license any of the following:

a. That the licensee has a medical condition.

b. That the licensee is a donor under the uniform anatomical gift law.

c. That the licensee has in effect a medical advance directive.

d. That the licensee is hard of hearing or deaf.

e. That the licensee is a veteran.

(1) To be eligible for a veteran designation, the licensee must be an honorably discharged veteran of the armed forces of the United States, the national guard or reserve forces in accordance with Iowa Code section 35.1. A licensee who requests a veteran designation may provide Form 432035, properly completed by the licensee and a designee of the Iowa department of veterans affairs, or the licensee’s certification of release or discharge from active duty, DD Form 214, to the department indicating that the licensee was honorably discharged from active duty. A licensee who was a member of the national guard or reserve forces and who applies directly to the department must present a DD Form 214 that indicates that the licensee was honorably discharged after serving for at least a minimum aggregate (total) of 90 days of active duty service for purposes other than training. A licensee who was a member of the national guard or reserve forces and who has a discharge document other than a DD Form 214 must have the licensee’s eligibility for a veteran designation determined by a designee of the Iowa department of

veterans affairs and shall apply to the department for a veteran designation by submitting Form 432035, properly completed by the licensee and a designee of the Iowa department of veterans affairs.

(2) The department may consult with and defer to the Iowa department of veterans affairs regarding what constitutes a properly completed DD Form 214 and veteran status in general.

f. That the licensee has autism spectrum disorder.

This rule is intended to implement Iowa Code section 4.1A as enacted by 2025 Iowa Acts, Senate File 418; sections 142C.3 and 321.189; the REAL ID Act of 2005 (49 U.S.C. Section 30301 note) as amended by the REAL ID Modernization Act, H.R. 133, Division U, Title X; and 6 CFR Part 37.

761—605.5(321) License class. The driver's license class will be coded on the face of the driver's license using these codes:

Class A—commercial driver's license

Class B—commercial driver's license

Class C—commercial driver's license

Class C—noncommercial driver's license

Class D—noncommercial driver's license, chauffeur

Class M—noncommercial driver's license, motorcycle only

This rule is intended to implement Iowa Code section 321.189.

761—605.6(321) Endorsements. The endorsements will be coded on the face of the driver's license and explained in text on the back of the driver's license.

605.6(1) *For a commercial driver's license.* The following endorsements may be added to a Class A, B or C commercial driver's license using these letter codes:

H—Hazardous material

P—Passenger

N—Tank

X—Hazardous material and tank

T—Double/triple trailers

S—School bus

605.6(2) *For a commercial learner's permit.* The following endorsements are the only endorsements that may be added to a commercial learner's permit using these letter codes. All other endorsements are prohibited on a commercial learner's permit.

P—Passenger

N—Tank

S—School bus

605.6(3) *For a Class D driver's license (chauffeur).* The following endorsement may be added to a Class D driver's license using this number code:

3—Passenger vehicle less than 16-passenger design

605.6(4) *Motorcycle endorsement.* A motorcycle endorsement may be added to any driver's license that permits unaccompanied driving, other than a Class M driver's license or a motorized bicycle license, using the following letter code:

L—Motorcycle

This rule is intended to implement Iowa Code sections 321.1(8), 321.180 and 321.189.

761—605.7(321) Restrictions. Restrictions will be coded on the face of the driver's license and explained in text on the back of the driver's license. For purposes of this rule, "CMV" means commercial motor vehicle.

605.7(1) *For all licenses.* The following restrictions may apply to any driver's license:

B—Corrective lenses required

C—Mechanical aid (as detailed in the restriction on the back of the card)

D—Prosthetic aid (as detailed in the restriction on the back of the card)

F—Left and right outside rearview mirrors

G—No driving when headlights required

H—Temporary restricted license or permit (work permit)
 I—Ignition interlock required
 J—Restrictions on the back of card
 S—SR required (proof of financial responsibility for the future)
 T—Medical report required at renewal
 U—Not valid for 2-wheel vehicle
 W—Restricted commercial driver's license (CDL)
 Y—Intermediate license

605.7(2) *For a noncommercial driver's license.* The following restrictions apply only to a noncommercial driver's license:

8—Special instruction permit
 9—Passenger restriction for intermediate license
 Q—No interstate or freeway driving

605.7(3) *For a commercial driver's license.* The following restrictions apply to a commercial driver's license:

E—No manual transmission equipped CMV
 K—Intrastate only
 L—No air brake equipped CMV
 M—No Class A passenger vehicle
 N—No Class A and B passenger vehicle
 O—No tractor trailer CMV
 V—Medical variance
 Z—No full air brake equipped CMV

605.7(4) *For a commercial learner's permit.* The following restrictions apply to a commercial learner's permit.

K—Intrastate only
 L—No air brake-equipped CMV
 M—No Class A passenger vehicle
 N—No Class A and B passenger vehicle
 P—No passengers in CMV bus
 V—Medical variance
 X—No cargo in CMV tank vehicle

605.7(5) *Special licenses.* A numbered restriction will designate a special driver's license using these codes:

1—Motorcycle instruction permit
 2—Noncommercial instruction permit (vehicle less than 16,001 gross vehicle weight rating)
 3—Commercial learner's permit
 5—Motorized bicycle license
 6—Minor's restricted work license
 7—Special minor's restricted license

605.7(6) *Additional information.*

a. Recall of current licensees. Based on information disclosed by the applicant to the department, or the department's knowledge of a licensee's physical or mental condition, the department may issue a restriction requiring a person to complete additional examination(s) or submit additional information at a specified time to retain a valid license. The department may require a medical report to be submitted. The department will send Form 430511 as a reminder to submit the requested information or appear for examination.

b. Loss of consciousness or voluntary control.

(1) If a person is licensed pursuant to subparagraph 605.3(1) "d"(1), "d"(2) or "d"(3), the department will issue the first driver's license following an episode of loss of consciousness or voluntary control with a restriction stating that a medical report is required in six months.

(2) If this medical report shows that the person has been free of an episode of loss of consciousness or voluntary control since the previous medical report and the report recommends licensing, the

department will issue a duplicate driver's license with a restriction requiring a medical report in two years or at renewal if the license expires in less than two years. At each renewal accompanied by a favorable medical report, the department will issue a two-year driver's license with the same restriction.

(3) The department may remove the medical report requirement and issue a full-term driver's license. Consideration for removal of the requirement may include but is not limited to the following criteria:

1. Recommendation by a qualified medical professional.
2. The latest medical information on file with the department indicates that either of the following are true:

- The person has not had an episode of loss of consciousness or voluntary control and has not been prescribed medications to control such episodes during the 24-month period immediately preceding application for a license.

- The person has not had an episode of loss of consciousness or voluntary control during the ten-year period immediately preceding application for a license.

c. *Financial responsibility.* When a person is required under Iowa Code chapter 321A to have future proof of financial responsibility on file, the license restriction will read: "SR required." The license will be valid only for the operation of motor vehicles covered by the class of license issued and by the proof of financial responsibility filed.

d. *Vision restriction.* Restrictions relating to vision are addressed in 761—Chapter 604.

This rule is intended to implement Iowa Code chapter 321A and sections 321.177, 321.178, 321.180 through 321.180B, 321.186, 321.188, 321.189, 321.193, 321.194, 321.215, 321J.4 and 321J.20.

761—605.8(321) Credential term for a foreign national temporarily present in this state. A driver's license or nonoperator's identification card issued to a person who is a foreign national who is temporarily present in this state shall be issued only for the length of time the person is authorized to be present in the United States as verified by the department, not to exceed two years, pursuant to 6 CFR Section 37.21 effective January 1, 2024. However, if the person's lawful status has no expiration date, the driver's license will be issued for a period of no longer than one year.

This rule is intended to implement Iowa Code section 321.196; the REAL ID Act of 2005 (49 U.S.C. Section 30301 note) as amended by the REAL ID Modernization Act, H.R. 133, Division U, Title X; and 6 CFR Part 37.

761—605.9(307,321) Fees for driver's licenses. Fees for driver's licenses are specified in Iowa Code section 321.191 and this chapter. A license fee may be paid by cash, check, credit card, debit card, money order or an escrow account if approved by the department.

605.9(1) If the payment is by check, the check shall be for the exact amount of the fee and payable to: Treasurer, State of Iowa. An exception may be made when a traveler's check is presented.

605.9(2) One payment method may be used to pay fees for several persons, such as members of a family or employees of a business firm. One payment method may pay all fees involved, such as the license fee and the reinstatement fee.

605.9(3) An applicant who is on federal active duty or state active duty, a veteran with a permanent service-connected disability rating of 100 percent or a veteran who was issued an honorable discharge or general discharge under honorable conditions is eligible for a waiver of the fees for a driver's license as provided in Iowa Code section 321.191. An eligible applicant may qualify for more than one fee waiver.

a. An applicant may provide proof of eligibility for the fee waiver to the department in one of the following ways as applicable to the applicant's active duty, veteran or disability status:

(1) An active duty service member is to present an unexpired Armed Forces of the United States Geneva Conventions identification card, also known as a common access card (CAC), issued by the U.S. Department of Defense under 32 CFR Part 161. A federal or state military member who is a reservist may instead present an unexpired Uniformed Services identification card (USID) issued by the U.S. Department of Defense under 32 CFR Part 161 indicating a reserve affiliation.

(2) An applicant with a permanent service-connected disability rating of 100 percent is to present proof that the applicant is the subject of a certification of disability of 100 percent from the U.S. Department of Veterans Affairs.

(3) An applicant who has been discharged from military service is to present certification of release or discharge from active duty, DD Form 214, indicating that the applicant received an honorable discharge or a general discharge under honorable conditions.

b. An applicant who qualifies for the fee waiver under subparagraph 605.9(3)“a”(2) or 761—subparagraph 604.10(3)“a”(3) or both subparagraphs is to submit proof of eligibility only once unless the proof is invalid or not accepted by the department.

c. An applicant who qualifies for the fee waiver under subparagraph 605.9(3)“a”(2) or “a”(3) or both subparagraphs, who has presented proof of eligibility to the department during a previous license issuance transaction and who is otherwise eligible under subrule 605.15(6) or 605.15(7) to renew the applicant’s driver’s license electronically will be waived from the applicable fees during the electronic renewal. An applicant who qualifies under subparagraph 605.9(3)“a”(1) will not receive the applicable fee waivers if the applicant chooses to renew the driver’s license electronically under subrule 605.15(6) or 605.15(7).

This rule is intended to implement Iowa Code sections 307.12(1)“j” and 321.191.

761—605.10(307,321) Duplicate license.

605.10(1) *Lost, stolen or destroyed license.* Prior to replacing a valid license that is lost, stolen or destroyed, the department will verify the licensee’s full legal name, date of birth and social security number and collect the replacement fee. A licensee subject to 761—paragraph 601.5(2)“b” shall provide the applicant’s U.S. Customs and Immigration Services number, which must be verified by the department. The department may investigate or require additional information as may be reasonably necessary to determine that the licensee’s identity matches the identity of record and will not issue the replacement license if the licensee’s identity is questionable, cannot be determined or otherwise does not match the identity of record.

605.10(2) *Voluntary replacement.* The department will issue a duplicate of a valid license to an eligible licensee if the license is surrendered to the department and the replacement fee is paid. Voluntary replacement includes but is not limited to:

- a. Replacement of a damaged license.
- b. Replacement to change the current residential address on a license.
- c. Replacement to change the name on a license.
- d. Replacement to change the date of birth on a license.
- e. Issuance of a license without the words “under 21” to a licensee who is 21 years of age or older.
- f. Issuance of a license without the words “under 18” to a licensee who is 18 years of age or older. (If the licensee is under 21 years of age, the words “under 21” will replace the words “under 18.”)
- g. Issuance of a noncommercial driver’s license to an eligible person who has been disqualified from operating a commercial motor vehicle.
- h. Replacement of a valid license before its expiration date to obtain a license that may be accepted for federal identification purposes under 6 CFR Part 37 effective January 1, 2024 (a REAL ID driver’s license).
- i. Replacement to add a veteran designation to the license.

605.10(3) *Replacement upon attaining the age of 21.* A licensee, upon attaining the age of 21, who is otherwise eligible for a driver’s license is eligible to electronically apply for a replacement driver’s license under this rule for the unexpired months of the license, regardless of whether the most recent issuance occurred electronically.

a. Except for the requirements in subparagraphs 605.15(6)“a”(1) and “a”(2), the licensee must meet the eligibility requirements listed in paragraph 605.15(6)“a” or 605.15(7)“a” to replace the license electronically in addition to the following criteria:

- (1) The licensee must be at least 21 years old.
- (2) The licensee must currently hold a driver’s license marked “under 21” as provided in Iowa Code section 321.189.

b. Notwithstanding any other provision of this chapter to the contrary, the department may accept an electronic replacement application if the licensee seeks replacement of a special instruction permit or a license with a single “J” restriction accompanied by a “9” restriction.

This rule is intended to implement Iowa Code sections 307.12(1)“j,” 321.13, 321.189, 321.195 and 321.208; the REAL ID Act of 2005 (49 U.S.C. Section 30301 note) as amended by the REAL ID Modernization Act, H.R. 133, Division U, Title X; and 6 CFR Part 37.

761—605.11(307,321) Address changes.

605.11(1) A licensee’s duty to notify the department of a change in the licensee’s mailing address pursuant to Iowa Code section 321.182 shall occur by one of the following methods:

a. Submitting the address change to the address listed in subrule 605.1(2) using Form 430012 or a written and signed statement listing the licensee’s full name, date of birth, driver’s license number and new mailing address.

b. Completing the address change on the department’s website at www.iowadot.gov/mvd/driverslicense/changes-or-corrections.

c. Appearing in person to change the mailing address at any driver’s license service center.

605.11(2) Parents or legal guardians may provide written notice of a mailing address change on behalf of the person’s minor children.

605.11(3) The department may use U.S. Postal Service address information to update the department’s address records.

This rule is intended to implement Iowa Code sections 307.12(1)“j,” 321.182 and 321.184.

761—605.12(307,321) License extension.

605.12(1) *Six-month extension.* An Iowa resident may apply for a six-month extension of a noncommercial license if the licensee meets all of the following criteria:

a. Has a valid license.

b. Is eligible for further licensing.

c. Is temporarily absent from Iowa or is temporarily incapacitated at the time for renewal.

605.12(2) *Procedure.* Acceptable methods to apply for an extension by an eligible licensee include submitting Form 430027 to the department or to a driver’s license service center or applying by letter to the address in subrule 605.1(2).

a. A six-month extension will be added to the expiration date of the license. When the licensee appears to renew the license, the expiration date of the renewed license will be computed from the expiration date of the original license, notwithstanding the extension.

b. The department will allow only two six-month extensions.

This rule is intended to implement Iowa Code sections 307.12(1)“j” and 321.196.

761—605.13(307,321) Military extension.

605.13(1) *Application.* A person who qualifies for a military extension of a valid license under Iowa Code section 321.198 and who wishes to have a record of the person’s military service extension recorded in the department’s computerized issuance system shall apply to the department by presenting the person’s unexpired CAC or by submitting Form 430081 signed by the person’s commanding officer to verify the military service and accompanied by a copy of the person’s CAC or current active duty orders to the address in subrule 605.1(2). Upon approval, the department will update the department’s electronic records with the person’s military exception status and issue the person a letter explaining the provisions of Iowa Code section 321.198 regarding military extensions.

605.13(2) *Renewal of license after military extension.* When an applicant renews a license after a military extension, the department may require the applicant to provide documentation of both the military service and the date of separation from military service. In accordance with Iowa Code section 321.198(1)“b,” the applicant is to pay all applicable fees to renew the license. The applicant may also be waived from the applicable knowledge or driving skills examination in accordance with the provisions of 761—paragraphs 604.21(2)“c” and 604.31(2)“e” and 761—subrules 607.27(5) and 607.28(6).

605.13(3) *Reinstatement after sanction.* A person with a military extension whose license has been canceled, suspended or revoked shall comply with the requirements of rule 761—615.24(321,321A,321J) to reinstate the license.

This rule is intended to implement Iowa Code sections 307.12(1)“j” and 321.198.

761—605.14(321) Fee adjustment for upgrading license. The fee to upgrade a driver’s license will be computed on a full-year basis. The fee is charged for each year or part of a year between the date of the change and the expiration date on the license.

605.14(1) The fee to upgrade a driver’s license from one class to another is determined by computing the difference between the current license fee and the new license fee as follows:

- a. Converting noncommercial Class C to Class D—\$4 per year of new license validity.
- b. Converting Class M to Class D with a motorcycle endorsement—\$4 per year of new license validity.
- c. Converting Class M to noncommercial Class C with a motorcycle endorsement—\$2 one-time fee.

605.14(2) The fee to add a privilege to a driver’s license is computed per year of new license validity as follows:

Noncommercial Class C (full privileges from a restricted Class C)	\$4 per year
Motorized bicycle	\$4 per year
Minor’s restricted license	\$4 per year
Special minor’s restricted license	\$4 per year
Motorcycle instruction permit	\$2 per year
Motorcycle endorsement	\$2 per year

This rule is intended to implement Iowa Code sections 321.189 and 321.191.

761—605.15(307,321) License renewal.

605.15(1) A licensee who wishes to renew a driver’s license is to apply to the department and, if required, pass the appropriate examination.

605.15(2) A valid noncommercial license may be renewed within 180 days before the expiration date. The department for good cause may renew a noncommercial license earlier, except the department will not renew a REAL ID driver’s license issued under rule 761—601.7(321) earlier than 180 days before the expiration date if such a renewal would result in noncompliance under 6 CFR Section 37.5(a) effective January 1, 2024.

605.15(3) If the licensee’s current residential address, name or date of birth has changed since the previous license was issued, the licensee shall:

- a. Notify the department to establish the current residential address.
- b. Comply with the requirements of 761—subrule 601.5(5) to establish a name change.
- c. Comply with the requirements of 761—subrule 601.5(6) to establish a change of date of birth.

605.15(4) A licensee who has not previously been issued a license that may be accepted for federal identification purposes under 6 CFR Part 37 effective January 1, 2024 (a REAL ID driver’s license), and wishes to obtain a REAL ID driver’s license upon renewal must comply with the requirements of rule 761—601.5(321) to obtain a REAL ID driver’s license upon renewal.

605.15(5) A licensee who is a foreign national who is temporarily present in this state must provide documentation of lawful status as required by 761—subrule 601.5(4) at each renewal.

605.15(6) An applicant who meets the eligibility criteria may apply for electronic renewal of a noncommercial driver’s license.

- a. Eligibility criteria include the following:
 - (1) The applicant is at least 18 years of age but not yet 70 years of age.

(2) The applicant completed a satisfactory vision screen or submitted a satisfactory vision report under 761—subrules 604.10(1) through 604.10(3) and updated the applicant's photo at the applicant's last issuance or renewal.

(3) The applicant's driver's license has not been expired for more than one year.

(4) The department's records show the applicant is a U.S. citizen.

(5) The applicant's driver's license is not marked "valid without photo."

(6) The applicant is not seeking to change any of the following information as it appears on the applicant's driver's license:

1. Name.

2. Date of birth.

(7) The applicant's driver's license is a Class C noncommercial driver's license, a Class D noncommercial driver's license (chauffeur) or Class M noncommercial driver's license (motorcycle) that is not a special license or permit, a temporary restricted license or a two-year license.

(8) The applicant is not subject to a pending request for reexamination.

(9) The applicant does not wish to change any of the following:

1. Class of license.

2. License endorsements.

3. License restrictions.

(10) The applicant is not subject to any of the following restrictions:

G—No driving when headlights required

J—Restrictions on the back of card

T—Medical report required at renewal

8—Special instruction permit

Q—No interstate or freeway driving

b. Notwithstanding any other provision of this subrule to the contrary, the department may accept an electronic renewal application if the license contains a single "J" restriction accompanied by a "7" or "Y" restriction.

c. The department may deny electronic renewal and require the applicant to apply in person for renewal at a driver's license service center if it appears to the department that the applicant may have a physical or mental condition that may impair the applicant's ability to safely operate a motor vehicle, even if the applicant otherwise meets the criteria in paragraph 605.15(6) "a."

d. An applicant who has not previously been issued a driver's license that is compliant with the REAL ID Act of 2005, 49 U.S.C. Section 30301 note, implemented in 6 CFR Part 37 effective January 1, 2024 (a REAL ID driver's license), cannot request a REAL ID driver's license by electronic renewal.

605.15(7) Subject to the requirements in paragraphs 605.15(6) "c" and "d," an applicant who meets the following eligibility criteria may apply for electronic renewal of a commercial driver's license:

a. The applicant is otherwise eligible to renew a commercial driver's license and meets the same eligibility requirements for renewing a noncommercial driver's license listed in paragraph 605.15(6) "a" to renew the license electronically, except that numbered paragraph 605.15(6) "a"(9)"3" does not apply if the applicant is adding or removing the "K" restriction from the license at the time of renewal.

b. The applicant is not subject to any of the following restrictions or endorsements:

H—Hazardous material

X—Hazardous material and tank

c. The applicant does not also hold a valid commercial learner's permit under Iowa Code section 321.180(2) as documented by restriction "3" on the commercial driver's license.

d. An applicant self-certifying to non-excepted interstate driving has a valid medical certificate on file with the department as required under rule 761—607.50(321).

This rule is intended to implement Iowa Code sections 307.12(1) "j," 321.186, 321.188 and 321.196; the REAL ID Act of 2005 (49 U.S.C. Section 30301 note) as amended by the REAL ID Modernization Act, H.R. 133, Division U, Title X; and 6 CFR Part 37.

761—605.16(307,321) Graduated driver’s license upgrades. An applicant subject to the graduated driver’s license requirements under Iowa Code section 321.180B who is otherwise eligible for a driver’s license may electronically apply to upgrade the applicant’s driver’s license.

605.16(1) Except for the requirements in subparagraphs 605.15(6)“a”(1) and “a”(2), an eligible applicant must meet both the requirements listed in paragraph 605.15(6)“a” and the following criteria:

a. The applicant was issued an intermediate license under Iowa Code section 321.180B(2) or a special minor’s restricted license under Iowa Code section 321.194 in person.

b. The applicant is otherwise eligible to upgrade a license class privilege under Iowa Code section 321.180B or 321.194.

605.16(2) The requirements in paragraphs 605.15(6)“c” and “d” also apply to a license issued under this rule.

605.16(3) If an applicant upgrades electronically under this rule to a driver’s license with an eight-year expiration date, the applicant is ineligible to electronically renew the applicant’s full driver’s license at the next renewal period.

This rule is intended to implement Iowa Code sections 307.12(1)“j,” 321.180B and 321.194.

MV-2026-21

Sara Seidsma, Motor Vehicle Division

Chapter 605 is being rescinded and repromulgated pursuant to Executive Order 10. This chapter complies with Iowa Code and the federal REAL ID Act, in relation to issuances of driver's licenses. The proposed chapter also implements 2025 legislation and Senate File 418.

It is recommended that the Commission approve repromulgating Chapter 605.

Commissioner Quirk moved and Commissioner Juckette seconded a motion to approve.

There were no further questions or comments.

The motion was approved with 6 'yes' votes and one abstention.

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Motor Vehicle Division Order No. MV-2026-22
Submitted by Sara Siedsma Phone No. 515-237-3057 Meeting Date September 9, 2025
Title Administrative Rules—761 IAC Chapter 625, Driver’s Licenses for Undercover Law Enforcement Officers

DISCUSSION/BACKGROUND:

The rulemaking proposes to rescind and repromulgate Chapter 625 in accordance with Executive Order 10. Proposed Chapter 625 complies with Iowa Code section 321.189A, which requires the Department to adopt rules to administer undercover driver’s licenses. An undercover driver’s license can be issued to peace officers for use in the line of duty when a fictitious identity is necessary.

The public comment period ended on June 18, 2025. The Department received comments from one person. The thirteen distinct comments included the commenter’s beliefs that: undercover licenses violate REAL ID requirements; the rules are vague; the rules violate open records laws; license issuance is not limited to sworn law enforcement officers; issuance of concurrent licenses is not prohibited; sufficient protocols aren’t in place regarding surrendering the license; sufficient time limitations are not set for the license; requiring the application to be signed by the head of the law enforcement agency could be problematic for larger agencies; there are no details or timeframes for department’s investigation of the application; there is no coordination between DOT and DPS if an application is denied; the rules don’t permit undercover licenses to be issued to applicants employed in other states; there is no indicator on the license distinguishing it from a regular license; and the department has incorrectly interpreted Executive Order 10 regarding when a rule chapter may be changed.

The Department responded in writing to all the commenter’s concerns, including pointing to areas of Iowa Code that currently address many of the issues raised. Additionally, the Department plans to make the following change to the chapter in response to the comments:

- Amend subrule 625.1(1)(d) to allow a designee of the head of the applicant’s law enforcement agency to sign the application.

A complete summary explaining the proposed rulemaking is included in the attached Notice of Intended Action.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended that the Commission approve repromulgating Chapter 625 with the above-noted changes.

COMMISSION ACTION:

Moved by Stutsman Seconded by Mulgrew Gronen

	Aye	Nay	Pass
Anderson	<u>x</u>	<u> </u>	<u> </u>
Arnold	<u>x</u>	<u> </u>	<u> </u>
Gaesser	<u>x</u>	<u> </u>	<u> </u>
Juckette	<u>x</u>	<u> </u>	<u> </u>
Mulgrew Gronen	<u>x</u>	<u> </u>	<u> </u>
Quirk	<u>x</u>	<u> </u>	<u> </u>
Stutsman	<u>x</u>	<u> </u>	<u> </u>

Division
Director

Legal

State Director

TRANSPORTATION DEPARTMENT[761]

Notice of Intended Action

Proposing rulemaking related to driver's licenses for undercover law enforcement officers and providing an opportunity for public comment

The Transportation Department hereby proposes to rescind Chapter 625, "Driver's Licenses for Undercover Law Enforcement Officers," Iowa Administrative Code, and to adopt a new chapter with the same title.

Legal Authority for Rulemaking

This rulemaking is proposed under the authority provided in Iowa Code sections 307.12(1)"j" and 321.189A.

State or Federal Law Implemented

This rulemaking implements, in whole or in part, 6 CFR 37.11 and Iowa Code sections 22.7, 80G.3, 321.189, 321.189A and 321.196.

Purpose and Summary

This rulemaking proposes to repromulgate Chapter 625 in compliance with Executive Order 10. Proposed Chapter 625 complies with Iowa Code section 321.189A, which requires the Department to adopt rules to administer undercover driver's licenses. An undercover driver's license can be issued to peace officers for use in the line of duty when a fictitious identity is necessary.

Regulatory Analysis

A Regulatory Analysis for this rulemaking was published in the Iowa Administrative Bulletin on February 19, 2025. A public hearing was held on the following date(s):

- March 14, 2025

The Department received no comments.

Fiscal Impact

This rulemaking has no fiscal impact to the State of Iowa.

Jobs Impact

After analysis and review of this rulemaking, no impact on jobs has been found.

Waivers

Any person who believes that the application of the discretionary provisions of this rulemaking would result in hardship or injustice to that person may petition the Department for a waiver of the discretionary provisions, if any, pursuant to 761—Chapter 11.

Public Comment

Any interested person may submit written or oral comments concerning this proposed rulemaking, which must be received by the Department no later than 4:30 p.m. on June 18, 2025. Comments should be directed to:

Sara Siedsma
Department of Transportation
DOT Rules Administrator, Office of the Director
800 Lincoln Way

Ames, Iowa 50010
Phone: 515.237.3058
Email: sara.siedsma@iowadot.us

Public Hearing

Public hearings at which persons may present their views orally will be held as follows:

June 18, 2025 12:30 to 1 p.m.	Microsoft Teams link Or dial: 515.817.6093 Conference ID: 765 070 813#
June 18, 2025 2:30 to 3 p.m.	Microsoft Teams link Or dial: 515.817.6093 Conference ID: 662 350 454#

Persons who wish to make oral comments at a public hearing may be asked to state their names for the record and to confine their remarks to the subject of this proposed rulemaking.

Any persons who intend to attend a public hearing and have special requirements, such as those related to hearing impairments, should contact Sara Siedsma and advise of specific needs.

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rulemaking by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rulemaking at its [regular monthly meeting](#) or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rulemaking action is proposed:

ITEM 1. Rescind 761—Chapter 625 and adopt the following **new** chapter in lieu thereof:

CHAPTER 625

DRIVER'S LICENSES FOR UNDERCOVER LAW ENFORCEMENT OFFICERS

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 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.

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.

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.

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.

MV-2026-22

Sara Siedsma, Motor Vehicle Division

Chapter 625 is being rescinded and repromulgated in pursuant of Executive Order 10. This chapter complies with Iowa Code section 321.189A. It requires the Department to adopt rules to administer undercover driver's licenses, which is a license that can be issued to a peace officer for use in the line of duty when a fictitious identity is necessary.

The Department is planning to make one change to allow the designee of the head of the law enforcement agency to sign the application for the driver's license.

It is recommended that the Commission approve repromulgating Chapter 625 with the above noted change.

Commissioner Stutsman moved and Commissioner Mulgrew Gronen seconded a motion to approve.

There were no further questions or comments.

The vote to approve was unanimous.

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Motor Vehicle Division Order No. MV-2026-23
Submitted by Sara Siedsma Phone No. 515-237-3057 Meeting Date September 9, 2025
Title Administrative Rules–761 IAC Chapter 630, Nonoperator’s Identification

DISCUSSION/BACKGROUND:

The rulemaking proposes to rescind and repromulgate Chapter 630 in accordance with Executive Order 10. Proposed Chapter 605 complies with Iowa Code section 321.190 and the federal REAL ID Act, which require the Department to adopt rules to issue nonoperator’s identification cards and administer REAL ID nonoperator’s identification cards in compliance with federal regulations. The proposed chapter also implements 2025 Iowa Acts, Senate File 418, which added a new definition of “sex” in Iowa Code section 4.1A referring to sex as male or female as observed or clinically verified at birth and removed the ability for a person to obtain an amended Iowa birth certificate reflecting a change in the person’s sex under Iowa Code section 144.23. Due to enactment of these law changes, a person is no longer able to change the sex on the person’s nonoperator’s identification card to reflect a sex different than what is listed on the person’s identity document.

The public comment period ended on July 1, 2025. The Department received comments from One Iowa. The comments: opposed the rule change related to eliminating the ability to change the person’s sex designation on the identification card stating it relies on a medically inaccurate understanding of sex; asserted that the rule is discriminatory and undermines the goal of making people easier to identify; stated that under the rule, a person may both legally and medically be a sex that is not reflected on their identification card because their actual sex is different than the one that they were assigned at birth and there are a variety of conditions that can cause someone’s sex to not be readily apparent at birth; asserted that the rule will lead to conflicting forms of identification; indicated the belief that the rule will create a parallel process by which those born in neighboring states are going to have access to more accurate forms of identification than those born in the state of Iowa and urged the DOT to revert to the previous process to allow for more accurate identification.

The Department responded in writing to the commenter, pointing out that the rule is implementing statute and that under Iowa Code chapter 17A, an administrative rule cannot conflict with statutory provisions or amend or nullify legislative intent. Accordingly, the Department cannot leave in place in its rules a process by which a person can amend the sex on their identification card to something different than what is listed on their identity document.

A complete summary explaining the proposed rulemaking is included in the attached Notice of Intended Action.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended that the Commission approve repromulgating Chapter 630.

COMMISSION ACTION:

Moved by Anderson Seconded by Arnold

	Aye	Nay	Pass
Anderson	<u>x</u>	<u> </u>	<u> </u>
Arnold	<u>x</u>	<u> </u>	<u> </u>
Gaesser	<u>x</u>	<u> </u>	<u> </u>
Juckette	<u>x</u>	<u> </u>	<u> </u>
Mulgrew Gronen	<u>x</u>	<u> </u>	<u> </u>
Quirk	<u>x</u>	<u> </u>	<u> </u>
Stutsman	<u> </u>	<u> </u>	<u>x</u>

Division
Director

Legal

State Director

TRANSPORTATION DEPARTMENT[761]

Notice of Intended Action

Proposing rulemaking related to nonoperator's identification and providing an opportunity for public comment

The Transportation Department hereby proposes to rescind Chapter 630, “Nonoperator’s Identification,” Iowa Administrative Code, and to adopt a new chapter with the same title.

Legal Authority for Rulemaking

This rulemaking is proposed under the authority provided in Iowa Code sections 307.12(1)“j” and 321.190.

State or Federal Law Implemented

This rulemaking implements, in whole or in part, Iowa Code sections 321.13, 321.181, 321.189, 321.190, 321.195 and 321.216 through 321.216C; the REAL ID Act of 2005 (49 U.S.C. Section 30301) as amended by the REAL ID Modernization Act, H.R. 133, Division U, Title X; and 6 CFR Part 37.

Purpose and Summary

This rulemaking proposes to repromulgate Chapter 630 in compliance with Executive Order 10. Proposed Chapter 630 complies with Iowa Code section 321.190 and the federal REAL ID Act, which require the Department to adopt rules to administer nonoperator’s identification cards and to administer REAL ID nonoperator’s identification cards in compliance with federal regulations.

Regulatory Analysis

A Regulatory Analysis for this rulemaking was published in the Iowa Administrative Bulletin on March 19, 2025. A public hearing was held on the following date(s):

- April 11, 2025

The Department received no comments. The Department is making additional changes to the chapter to incorporate changes needed due to 2025 Iowa Acts, Senate File 418, which will take effect on July 1, 2025. Senate File 418 adds a new definition of “sex” in Iowa Code section 4.1A referring to sex as male or female as observed or clinically verified at birth. Senate File 418 also removes the process of obtaining an amended birth certificate to reflect a change in a person’s sex designation from Iowa Code section 144.23. Due to these Iowa Code changes, a person will no longer be able to change the sex designation on the person’s nonoperator’s identification card to reflect a sex designation different than what is listed on the person’s identity document, thus necessitating the conforming changes to this chapter.

Fiscal Impact

This rulemaking has no fiscal impact to the State of Iowa.

Jobs Impact

After analysis and review of this rulemaking, no impact on jobs has been found.

Waivers

Any person who believes that the application of the discretionary provisions of this rulemaking would result in hardship or injustice to that person may petition the Department for a waiver of the discretionary provisions, if any, pursuant to 761—Chapter 11.

Public Comment

Any interested person may submit written or oral comments concerning this proposed rulemaking, which must be received by the Department no later than 4:30 p.m. on July 1, 2025. Comments should be directed to:

Sara Siedsma
Department of Transportation
DOT Rules Administrator, Office of the Director
800 Lincoln Way
Ames, Iowa 50010
Phone: 515.237.3058
Email: sara.siedsma@iowadot.us

Public Hearing

Public hearings at which persons may present their views orally will be held as follows:

July 1, 2025 10 to 10:30 a.m.	Microsoft Teams link Or dial: 515.817.6093 Conference ID: 115 805 399#
July 1, 2025 3 to 3:30 p.m.	Microsoft Teams link Or dial: 515.817.6093 Conference ID: 399 107 303#

Persons who wish to make oral comments at a public hearing may be asked to state their names for the record and to confine their remarks to the subject of this proposed rulemaking.

Any persons who intend to attend a public hearing and have special requirements, such as those related to hearing impairments, should contact Sara Siedsma and advise of specific needs.

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rulemaking by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rulemaking at its [regular monthly meeting](#) or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rulemaking action is proposed:

ITEM 1. Rescind 761—Chapter 630 and adopt the following **new** chapter in lieu thereof:

CHAPTER 630 NONOPERATOR'S IDENTIFICATION

761—630.1(321) General information.

630.1(1) The department will issue a nonoperator's identification card only to an Iowa resident who does not have a driver's license. However, a card may be issued to a person holding a temporary permit under Iowa Code section 321.181.

630.1(2) Definitions.

"*License*" means "driver's license" as defined in Iowa Code section 321.1(20A) unless the context otherwise requires.

"*Temporarily present in this state*" means a person who has temporary lawful status as defined in 6 CFR Section 37.3 effective January 1, 2024.

630.1(3) Applications, forms and information concerning the nonoperator's identification card are available at any driver's license service center. Assistance is also available by mail from the Motor

Vehicle Division, Iowa Department of Transportation, P.O. Box 9204, Des Moines, Iowa 50306-9204; by telephone at 515.244.8725; by facsimile at 515.239.1837; or on the department's website at www.iowadot.gov/mvd/driverslicense/Fees-and-license-type#54672691-id-card-only.

761—630.2(321) Application and issuance.

630.2(1) An applicant for a nonoperator's identification card is to complete and sign an application form at a driver's license service center. The signature shall be without qualification and contain only the applicant's usual signature without any other titles, characters or symbols.

630.2(2) The applicant is to present proof of identity, date of birth, social security number, Iowa residency, current residential address and lawful status as required by rule 761—601.5(321). If applicable, submission of a parent's, guardian's, or custodian's consent is also required in accordance with rule 761—601.6(321). The applicant or a current cardholder may provide the department with emergency contact information in accordance with rule 761—601.3(321).

630.2(3) The nonoperator's identification card will be coded for identification only as explained on the reverse side of the card. A card issued to a person who is a foreign national who is temporarily present in this state shall be issued only for the length of time the person is authorized to be present in the United States as verified by the department pursuant to 6 CFR Section 37.21, not to exceed two years. However, if the person's lawful status has no expiration date, the card shall be issued for a period of no longer than one year pursuant to 6 CFR Section 37.21(b)"1."

630.2(4) Upon the request of the cardholder, the department may indicate on the nonoperator's identification card any of the following:

- a. That the cardholder has a medical condition.
- b. That the cardholder is a donor under the uniform anatomical gift law.
- c. That the cardholder has in effect a medical advance directive.
- d. That the cardholder is hard of hearing or deaf.
- e. That the cardholder is a veteran.

(1) To be eligible for a veteran designation, the cardholder must be an honorably discharged veteran of the armed forces of the United States, the national guard or reserve forces as described in Iowa Code section 35.1. A cardholder who requests a veteran designation may provide one of the following:

1. Form 432035, properly completed by the cardholder and a designee of the Iowa department of veterans affairs.
2. Certification of release or discharge from active duty, DD Form 214, to the department indicating that the cardholder was honorably discharged from active duty.

(2) A cardholder who was a member of the national guard or reserve forces and who applies directly to the department must present a DD Form 214, which indicates that the cardholder was honorably discharged after serving for at least a minimum aggregate (total) of 90 days of active duty service for purposes other than training. A cardholder who was a member of the national guard or reserve forces and who has a discharge document other than a DD Form 214 must submit Form 432035, properly completed by the cardholder and a designee of the Iowa department of veterans affairs.

(3) The department may consult with and defer to the Iowa department of veterans affairs regarding what constitutes a properly completed DD Form 214 and veteran status in general.

- f. That the cardholder has autism spectrum disorder.

630.2(5) No issuance fee is to be charged for a person whose license has been suspended for incapability pursuant to rule 761—615.14(321), who has been denied further licensing in lieu of a suspension for incapability pursuant to rule 761—615.4(321), or who voluntarily surrenders the person's license in lieu of suspension for incapability pursuant to rule 761—615.14(321).

630.2(6) An applicant who is a foreign national who is temporarily present in this state must provide documentation of lawful status as required by 761—subrule 601.5(4) at each renewal.

630.2(7) A person who seeks a nonoperator's identification card that is compliant with the REAL ID Act of 2005, 49 U.S.C. Section 30301 note, as implemented in 6 CFR Part 37 ("REAL ID nonoperator's identification card") effective January 1, 2024, must meet and comply with all lawful requirements for an Iowa nonoperator's identification card and must also meet and comply with all application and documentation requirements set forth at 6 CFR Part 37, including but not limited to

documentation of identity, date of birth, social security number, address of principal residence and evidence of lawful status in the United States. Documents and information provided will be verified pursuant to 6 CFR Section 37.13. An applicant for a REAL ID nonoperator's identification card is subject to a mandatory facial image capture that meets the requirements of 6 CFR Section 37.11(a). A REAL ID nonoperator's identification card may not be issued, reissued or renewed except as permitted in 6 CFR Part 37 and may not be issued, reissued or renewed by any procedure, in any circumstance, to any person or for any term prohibited under 6 CFR Part 37. The information on the front of any REAL ID nonoperator's identification card must include all information and markings required by 6 CFR Section 37.17. Nothing in this subrule requires a person to obtain a REAL ID nonoperator's identification card.

630.2(8) A nonoperator's identification card issued to a foreign national who is temporarily present in this state shall include the following statement on the face of the card: "limited term."

630.2(9) A nonoperator's identification card that is not issued as a REAL ID nonoperator's identification card as described in subrule 630.2(7) is to include the following statement on the face of the card: "not for REAL ID Act purposes" as required by 6 CFR Section 37.71 and any subsequent guidance issued by the U.S. Department of Homeland Security.

630.2(10) The department may determine means or methods for electronic renewal of a nonoperator's identification card.

a. An applicant who meets the following criteria may apply for electronic renewal:

- (1) The applicant is at least 18 years old.
- (2) The applicant's photo was updated at the applicant's last issuance or renewal.
- (3) The applicant's nonoperator's identification card has not been expired for more than one year.
- (4) The department's records show the applicant is a U.S. citizen.
- (5) The applicant's nonoperator's identification card is not marked "valid without photo."
- (6) The applicant is not seeking to change any of the following as it appears on the applicant's nonoperator's identification card:

1. Name.
2. Date of birth.

b. An applicant who has not previously been issued a REAL ID nonoperator's identification card may not request a REAL ID nonoperator's identification card by electronic renewal.

630.2(11) An applicant for a nonoperator's identification card is to surrender all other driver's licenses and nonoperator's identification cards, other than a temporary permit held under Iowa Code section 321.181. This includes any driver's licenses or nonoperator's identification cards issued by a state other than Iowa or a foreign jurisdiction unless otherwise provided in a letter of understanding or other written memorialization of reciprocity or understanding. An applicant who renews a nonoperator's identification card electronically pursuant to subrule 630.2(10) is to destroy the previous nonoperator's identification card upon receipt of a renewed nonoperator's identification card.

761—630.3(321) Duplicate card.

630.3(1) *Lost, stolen or destroyed card.* To replace a nonoperator's identification card that is lost, stolen or destroyed, the cardholder shall provide the cardholder's full legal name, date of birth and social security number, all of which must be verified by the department, and pay the statutory replacement fee. A cardholder subject to 761—paragraph 601.5(2) "b" is to provide the applicant's U.S. Customs and Immigration Services number, which will be verified by the department. The department may investigate or require additional information as may be reasonably necessary to determine that the cardholder's identity matches the identity of record and will not issue the replacement card if the cardholder's identity is questionable, cannot be determined or otherwise does not match the identity of record. If the cardholder's current residential address, name or date of birth has changed since the previous card was issued, the cardholder is to comply with 761—subrule 605.11(2).

630.3(2) *Voluntary replacement.* To voluntarily replace a nonoperator's identification card, the cardholder is to surrender to the department the card to be replaced. The reasons a card may be voluntarily replaced and any additional supporting documentation required are the same as those listed in 761—paragraphs 605.11(2) "a" through "j."

630.3(3) *Replacement upon attaining the age of 21.*

a. A cardholder, upon attaining the age of 21, who is otherwise eligible for a nonoperator's identification card, is eligible to electronically apply for a replacement card under this rule for the unexpired months of the card, regardless of whether the most recent issuance occurred electronically.

b. Except for the requirements in 761—subparagraphs 605.25(7) “a”(1) and “a”(2), the cardholder must meet the eligibility requirements listed in 761—paragraph 605.25(7) “a” to replace the card electronically and must also meet the following criteria:

(1) The cardholder is at least 21 years old.

(2) The cardholder currently holds a nonoperator's identification card marked “under 21” as provided in Iowa Code section 321.190.

These rules are intended to implement Iowa Code sections 321.13, 321.181, 321.189, 321.190, 321.195 and 321.216 through 321.216C; the REAL ID Act of 2005 (49 U.S.C. Section 30301 note) as amended by the REAL ID Modernization Act, H.R. 133, Division U, Title X; and 6 CFR Part 37.

MV-2026-23

Sara Siedsma, Motor Vehicle Division

Chapter 630 is being rescinded and repromulgated pursuant to Executive Order 10. Chapter 630 complies with Iowa Code section 321.190 and the federal REAL ID Act. This chapter requires the Department to administer and issue nonoperator's identification cards in compliance federal REAL ID act. The chapter also implements statutory changes made during the 2025 legislative session in Senate File 418.

It is recommended that the Commission approve repromulgating Chapter 630.

Commissioner Anderson moved and Commissioner Arnold seconded a motion to approve.

There were no further questions or comments.

The motion was approved with 6 'yes' votes and one abstention.

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Transportation Development Division/Modal
Transportation Bureau Order No. TD-2026-24
Submitted by Brent Paulsen Phone No. 515-239-1132 Meeting Date September 9, 2025
Title Federal Fiscal Year (FFY) 2025 Transit Program (vehicle replacement)

DISCUSSION/BACKGROUND:

The Modal Transportation Bureau requests approval for the Federal Fiscal Year 2025 Transit Program (vehicle replacement).

The specific vehicle replacement recommendations are listed on the attachment.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission approve the Federal Fiscal Year 2025 Transit Program (vehicle replacement) funding recommendations as attached.

COMMISSION ACTION:

Moved by Stutsman Seconded by Mulgrew Gronen

	Aye	Vote Nay	Pass
Anderson	<u>x</u>	<u> </u>	<u> </u>
Arnold	<u>x</u>	<u> </u>	<u> </u>
Gaesser	<u>x</u>	<u> </u>	<u> </u>
Juckette	<u>x</u>	<u> </u>	<u> </u>
Mulgrew Gronen	<u>x</u>	<u> </u>	<u> </u>
Quirk	<u>x</u>	<u> </u>	<u> </u>
Stutsman	<u>x</u>	<u> </u>	<u> </u>

Division Director Legal State Director

Federal Fiscal Year (FFY) 2025 Transit Program (Vehicle Replacements) Handout

Transit System	Vehicle ID	Replacement Vehicle Description	Public Transit Management System Points	Total Cost	Federal Portion	Local Match
Ames	00504	Heavy Duty Bus (40-42 ft.), Diesel, Fixed-Route, Video Surveillance System, Low Floor, Electric, AV	70.27	\$471,313	\$377,050	\$94,263
Cambus	94	Heavy Duty Bus (40-42 ft.), Diesel, Fixed-Route, Video Surveillance System, Low Floor, AVL	69.26	\$708,100	\$601,885	\$106,215
Cambus	100	Heavy Duty Bus (40-42 ft.), Diesel, Fixed-Route, Video Surveillance System, Low Floor, AVL	70.20	\$708,100	\$601,885	\$106,215
Cambus	101	Heavy Duty Bus (40-42 ft.), Diesel, Fixed-Route, Video Surveillance System, Low Floor, AVL	69.13	\$448,713	\$358,970	\$89,743
Cambus	104	Heavy Duty Bus (40-42 ft.), Diesel, Fixed-Route, Video Surveillance System, Low Floor, AVL	70.03	\$708,100	\$601,885	\$106,215
Iowa City	661	Heavy Duty Bus (40-42 ft.), Fixed-Route, Video Surveillance System, Low Floor, Electric	87.55	\$802,200	\$681,480	\$120,720
Marshalltown	991	Heavy Duty Bus (40-42 ft.), Diesel, Video Surveillance System	115.50	\$650,200	\$552,670	\$97,530
Region 1 (Decorah)	16182	Light Duty Bus (138" wb), Video Surveillance System	59.26	\$151,610	\$131,835	\$19,775
Region 1 (Decorah)	16183	Light Duty Bus (138" wb), Video Surveillance System	55.73	\$151,610	\$131,835	\$19,775
Region 4 (Sioux City)	7556	Light Duty Bus (176" wb), Video Surveillance System	60.10	\$170,000	\$144,500	\$25,500
Region 5 (Fort Dodge)	13-2	Light Duty Bus (176" wb), Video Surveillance System	79.37	\$170,500	\$144,925	\$25,575
Region 5 (Fort Dodge)	14-2	Minivan, Video Surveillance System	61.37	\$117,029	\$99,475	\$17,554
Region 5 (Fort Dodge)	14-3	Light Duty Bus (176" wb), Video Surveillance System	61.97	\$170,500	\$144,925	\$25,575
Region 5 (Fort Dodge)	15-1	Minivan, Video Surveillance System	54.97	\$121,710	\$103,454	\$18,257
Region 7 (Waterloo)	1401	Light Duty Bus (176" wb), Video Surveillance System	93.36	\$170,500	\$144,925	\$25,575
Region 7 (Waterloo)	1402	Light Duty Bus (176" wb), Video Surveillance System	89.20	\$170,500	\$144,925	\$25,575
Region 10 (Cedar Rapids)	331	Light Duty Bus (176" wb), Video Surveillance System	61.33	\$168,400	\$143,140	\$25,260
Region 10 (Cedar Rapids)	341	Light Duty Bus (176" wb), Video Surveillance System	59.31	\$168,400	\$143,140	\$25,260
Region 10 (Cedar Rapids)	344	Light Duty Bus (138" wb), Video Surveillance System	62.53	\$161,200	\$137,020	\$24,180
Region 10 (Cedar Rapids)	401	Conversion Van, Video Surveillance System	68.92	\$102,900	\$87,465	\$15,435
Region 10 (Cedar Rapids)	486	Light Duty Bus (138" wb), Video Surveillance System	70.30	\$161,200	\$137,020	\$24,180
Region 11 (Des Moines)	3329	Light Duty Bus (158" wb), Video Surveillance System	62.48	\$100,100	\$85,085	\$15,015
Region 11 (Des Moines)	7658	Light Duty Bus (158" wb)	53.77	\$153,700	\$130,645	\$23,055
Region 12 (Carroll)	1704	Conversion Van, Video Surveillance System	67.22	\$102,900	\$87,465	\$15,435
Region 13 (Atlantic)	1503	Light Duty Bus (176" wb)	63.01	\$165,645	\$130,645	\$35,000
Region 13 (Atlantic)	1504	Light Duty Bus (176" wb)	63.98	\$165,645	\$130,645	\$35,000
Region 13 (Atlantic)	1603	Minivan	57.66	\$98,980	\$84,133	\$14,847
Region 13 (Atlantic)	1707	Light Duty Bus (176" wb)	54.68	\$155,645	\$132,298	\$23,347
Region 13 (Atlantic)	1807	Light Duty Bus (176" wb)	54.84	\$155,645	\$132,298	\$23,347
Region 13 (Atlantic)	1810	Light Duty Bus (176" wb)	66.84	\$155,645	\$132,298	\$23,347
Region 13 (Atlantic)	1812	Light Duty Bus (176" wb)	59.84	\$155,645	\$132,298	\$23,347
Region 13 (Atlantic)	1815	Light Duty Bus (176" wb)	51.84	\$155,645	\$127,738	\$27,907
Region 14 (Creston)	22-5	Light Duty Bus (158" wb), Video Surveillance System	120.17	\$175,000	\$148,750	\$26,250
Region 14 (Creston)	25-8	Light Duty Bus (158" wb), Video Surveillance System	56.47	\$175,000	\$148,750	\$26,250
Region 14 (Creston)	30S	Minivan, Video Surveillance System	53.38	\$134,321	\$114,173	\$20,148
Region 15 (Ottumwa)	189C	Minivan, Video Surveillance System	64.20	\$86,105	\$73,189	\$12,916
Region 15 (Ottumwa)	189D	Minivan, Video Surveillance System	54.01	\$86,105	\$73,189	\$12,916
Region 16 / SEIBUS	112	Light Duty Bus (176" wb), Video Surveillance System	150.99	\$158,100	\$134,385	\$23,715
Sioux City	1354	Heavy Duty Bus (40-42 ft.)	110.87	\$693,100	\$589,135	\$103,965
Waterloo	113	Heavy Duty Bus (30-34 ft.), Diesel, Fixed-Route, Video Surveillance System, Low Floor	71.28	\$660,795	\$529,275	\$131,520
		Total = 40 Vehicles		\$10,386,506	\$8,730,803	\$1,655,703

TD-2026-24

Brent Paulsen, Modal Transportation Bureau

The Modal Transportation Bureau requests approval for the Federal Fiscal Year 2025 Transit Program (vehicle replacement). The specific vehicle replacement recommendations are listed in the Commission Packet.

It is recommended that the Commission approve the Federal Fiscal Year 2025 Transit Program funding recommendations.

Commissioner Stutsman moved and Commissioner Mulgrew Gronen seconded a motion to approve.

There were no further questions or comments.

The vote to approve was unanimous.

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Transportation Development Division
Division/Bureau/Office Local Systems Bureau Order No. TD-2026-25
Submitted by Debra Arp Phone No. 515-239-1681 Meeting Date September 9, 2025
Title Revitalize Iowa's Sound Economy (RISE) Application – Perry

DISCUSSION/BACKGROUND:

The city of Perry submitted a RISE Immediate Opportunity application requesting a grant to assist in the reconstruction of approximately 2,700 feet of Soumas Avenue as well as turn lanes and a traffic signal at the intersection of Soumas Avenue and Iowa 141 all located on the southeast side of town. The Soumas Avenue reconstruction is necessary to provide access to the proposed site of JBS USA and ADR Group and the turn lanes and traffic signal at Iowa 141 are necessary to provide improved access to these developments as well as other economic development in the certified site area. Therefore, the application was evaluated as both a RISE Immediate Opportunity and a RISE Certified Site Local Development application. This project is anticipated to be completed by October 2026.

This project is necessary to provide improved access to the proposed site of Swift Pork Company (JBS USA), a fresh pork producer, and ADR Group, a producer of axles and suspensions for agricultural equipment. These companies conform to the legislative requirements of the RISE program.

The roadway improvement will support a commitment of the creation of 207 new full-time jobs out of 285 RISE eligible created jobs and \$152,373,655 in associated capital investment.

The total cost of this portion of the project is \$3,618,275 and a RISE grant of \$2,894,620 is recommended. This results in a RISE cost per job assisted of \$13,984 and a total capital investment of \$52.64 for each RISE dollar recommended.

The remaining roadway improvements will also provide improved access for the Perry Industrial Park, an Iowa Economic Development Authority certified site area of more than 156 acres. The certification for this site expires April 7, 2027. The total cost of this improvement is \$3,217,744 and a RISE grant of \$1,930,646 is recommended.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission, based on the capital investment commitment and potential for job creation, consider the project as both a RISE Immediate Opportunity and a RISE Local Development and award a RISE grant of \$4,825,266 or up to 71 percent of the total RISE-eligible project cost, whichever is less, from the city share of the RISE Fund.

		Vote		
		Aye	Nay	Pass
COMMISSION ACTION:	Anderson	<u>x</u>	<u> </u>	<u> </u>
	Arnold	<u>x</u>	<u> </u>	<u> </u>
	Gaesser	<u>x</u>	<u> </u>	<u> </u>
	Juckette	<u>x</u>	<u> </u>	<u> </u>
	Mulgrew Gronen	<u>x</u>	<u> </u>	<u> </u>
	Quirk	<u>x</u>	<u> </u>	<u> </u>
Moved by <u>Stutsman</u> Seconded by <u>Arnold</u>		Stutsman	<u>x</u>	<u> </u>
<u> </u> Division Director	<u> </u> Legal	<u> </u> State Director		

TD-2026-25

Debra Arp, Local Systems Bureau

The city of Perry submitted a RISE Immediate Opportunity funding request to assist in the reconstruction of approximately 2,700 feet of Soumas Avenue as well as turn lanes and a traffic signal at the intersection of Soumas Avenue and Iowa 141 all located on the southeast side of town. The Soumas Avenue reconstruction is necessary to provide access to the proposed site of JBS USA and ADR Group and the turn lanes and traffic signal at Iowa 141 are necessary to provide improved access to these developments as well as other economic development in the Perry Industrial Park certified site area. Therefore, the application was evaluated as both a RISE Immediate Opportunity and a RISE Certified Site Local Development application. This project is anticipated to be completed by October 2026. The estimated total cost of the Immediate Opportunity RISE-eligible roadway to the proposed site of JBS USA and ADR Group is \$3,618,275 with a recommended RISE grant of \$2,894,620. The proposed RISE grant will support a commitment to create 207 new full-time jobs within 3 years of roadway completion out of an anticipated 285 RISE eligible jobs created and over \$152 million in associated capital investment. The anticipated average wage of \$28.36 hour is 105% of the Perry laborshed average wage of \$26.92/hr. The RISE cost per job assisted is anticipated to be \$13,984 and the capital investment per RISE dollar requested \$52.64. The estimated total cost of the Local Development Certified Site RISE-eligible intersection improvements at Iowa 141 is \$3,217,744 with a recommended RISE grant of \$1,930,646.

It is recommended the Commission, based on the capital investment commitment, job creation commitments, and potential for future job creation, consider the project as both a RISE Immediate Opportunity and a RISE Certified Site Local Development project and award a RISE grant of \$4,825,266 from the city share of the RISE Fund or up to 71% of the total RISE-eligible project cost, whichever is less.

Commissioner Stutsman moved and Commissioner Arnold seconded a motion to approve.

There were no further questions or comments.

The vote to approve was unanimous.

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Transportation Development Division
Division/Bureau/Office Local System Bureau Order No. TD-2026-26
Submitted by Debra Arp Phone No. 515-239-1681 Meeting Date September 9, 2025
Title Revitalize Iowa's Sound Economy (RISE) Application – Altoona

DISCUSSION/BACKGROUND:

The city of Altoona submitted a RISE Immediate Opportunity application requesting a grant to assist in the widening of approximately 975 feet of 20th Avenue NW and I-80 ramp return; the construction of approximately 1,375 feet of 20th Avenue NW and approximately 2,960 feet of 33rd Street NW; the paving of approximately 2,620 feet of 42nd Street; intersection improvements at 20th Avenue NW and 25th Street NW and also 20th Avenue NW and Hubbell Avenue; and a turn lane at 34th Avenue NW and 42nd Street NW all located on the northwest side of town. This project is anticipated to be completed by June 2027.

Because this project will provide improved access totaling more than 89 acres for industrial purposes and to maximize RISE support for this project, staff evaluated the application as a RISE Local Development project.

The evaluation and rating for the project will be discussed.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission, based on the capital investment commitment and potential for future job creation, reclassify the project as a RISE Local Development project in the February 2025 round of applications and award a RISE grant of \$5,965,141 or up to 50 percent of the total RISE-eligible project cost, whichever is less, from the city share of the RISE Fund.

			Vote		
			Aye	Nay	Pass
COMMISSION ACTION:		Anderson	<u>x</u>	<u> </u>	<u> </u>
		Arnold	<u>x</u>	<u> </u>	<u> </u>
		Gaesser	<u>x</u>	<u> </u>	<u> </u>
		Juckette	<u>x</u>	<u> </u>	<u> </u>
		Mulgrew Gronen	<u>x</u>	<u> </u>	<u> </u>
		Quirk	<u>x</u>	<u> </u>	<u> </u>
	Stutsman	<u>x</u>	<u> </u>	<u> </u>	
Moved by	<u>Mulgrew Gronen</u>	Seconded by	<u>Anderson</u>		
Division Director	Legal	State Director			

TD-2026-26

Debra Arp, Local Systems Bureau

The city of Altoona submitted a RISE Immediate Opportunity application requesting a grant to assist in the widening of approximately 975 feet of 20th Avenue NW and I-80 ramp return; the construction of approximately 1,375 feet of 20th Avenue NW and approximately 2,960 feet of 33rd Street NW; the paving of approximately 2,620 feet of 42nd Street; intersection improvements at 20th Avenue NW and 25th Street NW and also 20th Avenue NW and Hubbell Avenue; and a turn lane at 34th Avenue NW and 42nd Street NW all located on the northwest side of town.

Because the project will provide improved access to more than 89 acres for industrial purposes and to maximize RISE support for this project, staff evaluated the application as a RISE Local Development project. Under our RISE Local Development criteria, this project received a rating of 69 points and is anticipated to be completed by June 2027. The total RISE-eligible roadway project cost is estimated to be \$11,930,281 and Altoona has requested \$5,965,141 and will be providing 50% in local match.

It is recommended the Commission, based on the capital investment commitment and potential for future job creation, reclassify the project as a RISE Local Development project in the February 2025 round of applications and award a RISE grant of \$5,965,141 from the city share of the RISE Fund or up to 50 percent of the total RISE-eligible project cost, whichever is less.

Commissioner Mulgrew Gronen moved and Commissioner Anderson seconded a motion to approve.

There were no further questions or comments.

The vote to approve was unanimous.

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Transportation Development Division
Division/Bureau/Office Local Systems Bureau Order No. TD-2026-27
Submitted by Debra Arp Phone No. 515-239-1681 Meeting Date September 9, 2025
Title Revitalize Iowa's Sound Economy (RISE) Application – Spencer

DISCUSSION/BACKGROUND:

The city of Spencer submitted a RISE Business Relocation & Job Retention Local Development application in the February 2025 round requesting a grant to assist in construction of approximately 865 feet of 4th Avenue West located on the north side of town and 955 feet of 37th Avenue West located on the west side of town.

This project is necessary to provide access to 10 lots totaling approximately 52 acres. This project is anticipated to be completed by November 2026.

The evaluation and rating for the project will be discussed.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission, based on the capital investment commitment and potential for future job creation, award a RISE grant of \$833,125 or up to 70 percent of the total RISE-eligible project cost, whichever is less, from the city share of the RISE Fund.

			Vote		
			Aye	Nay	Pass
COMMISSION ACTION:		Anderson	<u>x</u>	<u> </u>	<u> </u>
		Arnold	<u>x</u>	<u> </u>	<u> </u>
		Gaesser	<u>x</u>	<u> </u>	<u> </u>
		Juckette	<u>x</u>	<u> </u>	<u> </u>
		Mulgrew Gronen	<u>x</u>	<u> </u>	<u> </u>
		Quirk	<u>x</u>	<u> </u>	<u> </u>
		Stutsman	<u>x</u>	<u> </u>	<u> </u>
Moved by	<u>Anderson</u>	Seconded by	<u>Quirk</u>		
<u> </u>	<u> </u>	<u> </u>			
Division Director	Legal	State Director			

TD-2026-27

Debra Arp, Local Systems Bureau

The city of Spencer submitted a RISE Business Relocation & Job Retention Local Development funding request to assist in construction of approximately 865 feet of 4th Avenue West located on the north side of town and 955 feet of 37th Avenue West located on the west side of town.

This project is necessary to provide access to 10 lots totaling approximately 52 acres for light industrial purposes and the application meets the requirements of the Business Relocation and Job Retention Local Development program. Under our RISE Local Development criteria, this project received a rating of 55 points. The total estimated cost of the project is \$1,190,179. The city of Spencer is requesting a RISE grant of \$833,125 and will be providing 30 percent in local match.

It is recommended the Commission, based on the capital investment commitment and potential for future job creation, award a RISE grant of \$833,125 from the city share of the RISE Fund or up to 70 percent of the total RISE-eligible project cost, whichever is less.

Commissioner Anderson moved and Commissioner Quirk seconded a motion to approve.

There were no further questions or comments.

The vote to approve was unanimous.

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Transportation Development Division
Division/Bureau/Office Local Systems Bureau Order No. TD-2026-28
Submitted by Debra Arp Phone No. 515-239-1681 Meeting Date September 9, 2025
Title Revitalize Iowa's Sound Economy (RISE) Application – Woodbury County

DISCUSSION/BACKGROUND:

Woodbury County submitted a RISE Local Development application in the February 2025 round requesting a grant to assist in construction of a new interchange on Interstate 29 located south of Sioux City.

This project is necessary to provide improved access to more than 2,000 acres for industrial purposes. This project is anticipated to be completed by December 2027.

The evaluation and rating for the project will be discussed.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission, based on the capital investment commitment and potential for future job creation, award a RISE grant of \$4,796,168 or up to 21 percent of the total RISE-eligible project cost, whichever is less, from the county share of the RISE Fund.

			Vote		
			Aye	Nay	Pass
COMMISSION ACTION:		Anderson	<u>x</u>	<u> </u>	<u> </u>
		Arnold	<u>x</u>	<u> </u>	<u> </u>
		Gaesser	<u>x</u>	<u> </u>	<u> </u>
	Moved by <u>Mulgrew Gronen</u>	Seconded by <u>Stutsman</u>	Juckette	<u>x</u>	<u> </u>
			Mulgrew Gronen	<u>x</u>	<u> </u>
			Quirk	<u>x</u>	<u> </u>
		Stutsman	<u>x</u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>			
Division Director	Legal	State Director			

TD-2026-28

Debra Arp, Local Systems Bureau

Woodbury County submitted a RISE Local Development funding request to assist in construction of a new interchange on Interstate 29 located south of Sioux City. This project is necessary to provide improved access to more than 2,000 acres for industrial purposes. Under our RISE Local Development criteria, this project received a rating of 59 points and is anticipated to be completed by December 2027. The total estimated cost of the project is \$22,789,824. Woodbury County has requested a RISE grant of \$4,796,168 or up to 21 percent of RISE-eligible project costs.

It is recommended the Commission, based on the capital investment commitment and potential for future job creation, award a RISE grant of \$4,796,168 from the county share of the RISE Fund or up to 21 percent of the total RISE-eligible project cost, whichever is less.

Commissioner Mulgrew Gronen moved and Commissioner Stutsman seconded a motion to approve.

There were no further questions or comments.

The vote to approve was unanimous.

The meeting was adjourned at 1:18 p.m.