

## **Iowa Department of Transportation's Regulatory Plan – July 2025**

### **Proposed Regulatory Actions**

The department's regulatory plan includes future rulemakings that:

- Comply with legislation.
- Annually adopt the current Code of Federal Regulations within Chapters 529, 607, 800, 810 and 911.
- Annually adopt (if necessary) the correct date certain for references to federal law, federal code and various other documents adopted by reference by the department.

**SECTION 1, MOTOR VEHICLE DIVISION****Hands-Free Driving**

Description: Amend rules to remove reference to conviction under Iowa Code section 321.276 not being countable towards a habitual violator and habitually reckless and negligent driver license suspension. This affects 761 IAC 615.

Legal Basis: 2025 Iowa Acts, Senate File 22, section 10.

Need: The department is amending the rules to remain consistent with the statutory directive.

Contemplated Schedule: Complete rulemaking so Notice of Intended Action is submitted for publication no later than December 17, 2025.

Contact Person: Sara Siedsma, Motor Vehicle Division, 515-237-3058.

**For-Hire Interstate Motor Carrier Authority – Annual Update**

Description: Amend rules regarding for-hire interstate motor carrier authority by adopting the most recent annual codifications of 49 CFR Parts 365-368 and 370-379. This affects 761 IAC 529.1.

Legal Basis: Iowa Code chapter 327B.

Need: The department annually adopts the specified parts of the most recent annual edition of 49 CFR.

Contemplated Schedule: Complete rulemaking in fiscal year 2026.

Contact Person: Sara Siedsma, Motor Vehicle Division, 515-237-3058.

Description: Amend rules regarding commercial driver licensing by adopting the most recent annual codifications of 49 CFR Part 380, Subpart F, 49 CFR Section 391.11, 49 CFR Section 392.5, the following portions of 49 CFR Part 383: (1) Section 383.51(b), Disqualification for major offenses, and Section 383.51(a)(5), Reinstatement after lifetime disqualification; (2) Subpart E—Testing and Licensing Procedures, which contains Sections 383.71-383.77; (3) Subpart G—Required Knowledge and Skills, which contains Sections 383.110-383.123; (4) Subpart H—Tests, which contains Sections 383.131-383.135, and 49 CFR Part 384, Subpart B. This affects 761 IAC 607.10 and all other references to dates certain for other CFR references.

Legal Basis: Iowa Code sections 321.187, 321.188, 321.207, 321.208 and 321.208A.

Need: The department annually adopts the specified parts of the most recent annual edition of 49 CFR.

Contemplated Schedule: Complete rulemaking in fiscal year 2026.

Contact Person: Sara Siedsma, Motor Vehicle Division, 515-237-3058.

**Date Certain Updates – Various MVD chapters**

Description: Review rules containing date certain references annually to determine if dates need to be updated.

Legal Basis: Iowa Code section 17A.6(5).

**Need:** The department annually adopts the correct date certain for the MVD chapter references included the following table:

Chapter	Title	Reference	Affected Rule(s)
301	Driver’s Privacy Protection	18 USC 2721 to 2725	301.1; 301.2; 301.4; 301.5;301.6
380	Autonomous Vehicles	2021 edition - Taxonomy and Definitions for AVs	380.2
400	Registration and Title	AAMVA’s Manufacturer’s Certificate of Origin - 2023	400.1
		26 CFR 41 (2021)	400.17
		49 CFR 580.17 (2024)	400.40(3)
405	Salvage	28 CFR 25.54 (2023)	405.6
431	Vehicle Recyclers	28 CFR 25.56 (2023)	431.2
450	Motor Vehicle Equipment	49 CFR 571.205 (2024)	450.2
		49 CFR 393.83 (2024)	450.4
500	IRP	IRP Agreement (2024)	500.2(3)
		23 CFR 669.9 (2024)	500.19(2)
505	IFTA	IFTA Agreement (2025)	505.2(2)
511	Special Permits	23 CFR 658 (2024)	511.22(1)
		49 CFR 390.5 (2024)	511.22(2)
524	Intrastate MC Authority	49 CFR 387.33T (2024)	524.8(2)
601	Application for License	6 CFR 37.13 (2024)	601.4(5); 601.4(8)
		6 CFR 37.11 (2024)	601.4(8)
605	License Issuance	6 CFR 37.3 (2024)	605.2
		6 CFR 37.17 (2024)	605.4
		6 CFR 37.71 (2024)	605.4
		6 CFR 37.21 (2024)	605.8
		6 CFR Part 37 (2024)	605.10; 605.15
		6 CFR 37.5 (2024)	605.15
620	OWI	NHTSA BAIIDs (May 2013)	620.3(3)
		42 CFR 2.13 (2024)	620.9
630	Nonoperator’s ID	6 CFR 37.3 (2024)	630.1(2)
		6 CFR Part 37 (2024)	630.2(7)
634	Driver’s Education	49 CFR 567.4 (2023)	634.3(2)

**Contemplated Schedule:** Complete analysis of date certain references and any needed rulemaking in fiscal year 2026.

**Contact Person:** Sara Siedsma, Motor Vehicle Division, 515-237-3058.

**Single Statewide System for Issuing Applications and Permits**

**Description:** Establish rules to implement a single statewide system to receive applications for and issue permits authorized under Iowa Code chapter 321 that allow for the operation of vehicles of excessive size or weight on highways or streets under state or local jurisdiction. Requires the fees be established by rule. This affects 761 IAC 511.

**Legal Basis:** 2019 Iowa Acts, Senate File 629, section 2, amended Iowa Code section 321E.3.

Need: The department is amending the rules to remain consistent with the statutory directive.

Contemplated Schedule: Evaluate rulemaking schedule when additional legislation is adopted to compel local jurisdictions to utilize a new single statewide permit system and provide the department with the required local construction and bridge rating analyses necessary to issue these permits.

Contact Person: Sara Siedsma, Motor Vehicle Division, 515-237-3058.

### **Single-Trip Permit Registration Tonnage Fee**

Description: Amend rules to implement the new tonnage registration fee option for single-trip permits. This affects 761 IAC 511.

Legal Basis: 2025 Iowa Acts, House File 979, section 4, amends Iowa Code section 321E.12.

Need: The department is amending the rules to remain consistent with the statutory amendment.

Contemplated Schedule: Complete rulemaking so Notice of Intended Action is submitted for publication no later than December 17, 2025. This should be combined with the All-Systems Permit Dispute Resolution initiative since both entries impact Ch. 511.

Contact Person: Sara Siedsma, Motor Vehicle Division, 515-237-3058.

**SECTION 2, TRANSPORTATION DEVELOPMENT DIVISION****All-Systems Permit Dispute Resolution**

Description: Adopt rules to establish the parameters under which the Department will evaluate and resolve disputes with local jurisdictions and, when appropriate, will cooperate with local authorities to establish alternate routes when a local road is restricted from being utilized under the All-Systems Permit. This affects 761 IAC 511.

Legal Basis: 2025 Iowa Acts, House File 979, section 1, amends Iowa Code section 321E.3.

Need: The department is amending the rules to remain consistent with the statutory amendment.

Contemplated Schedule: Complete rulemaking so Notice of Intended Action is submitted for publication no later than December 17, 2025. This should be combined with the Single-Trip Permit Registration Tonnage Fee initiative since both entries impact Ch. 511.

Contact Person: Niki Stinn, Transportation Development Division, 515-239-1064.

**Iowa Airport Registration – Date Certain Updates**

Description: Review rules containing date certain references annually to determine if dates need to be updated. This affects 761 IAC 720.

Legal Basis: Iowa Code section 17A.6(5).

Need: The department annually adopts (if necessary) the correct date certain for reference to FAA Circular 150/5340-1M (Standards for Airport Markings) as amended through May 10, 2019.

Contemplated Schedule: Complete analysis of date certain references and any needed rulemaking in fiscal year 2026.

Contact Person: Tim McClung, Transportation Development Division, 515-239-1689.

**Items of General Application for Railroads – Annual Update**

Description: Update references to federal regulations. This affects 761 IAC 800.20(1).

Legal Basis: Iowa Code section 327G.24.

Need: The department annually adopts the most recent edition of 49 CFR Part 1152.

Contemplated Schedule: These changes will be incorporated in calendar year 2025 when the department reviews Chapter 800 as part of EO 10.

Contact Person: Amanda Martin, Transportation Development Division, 515-239-1653.

**Railroad Safety Standards – Annual Update**

Description: Update references to federal regulations. This affects 761 IAC 810.1.

Legal Basis: Iowa Code section 327C.2.

**Need:** The department annually adopts the most recent edition of 49 CFR Part 213.

**Contemplated Schedule:** These changes will be incorporated in calendar year 2025 when the department reviews Chapter 810 as part of EO 10.

**Contact Person:** Amanda Martin, Transportation Development Division, 515-239-1653.

### **Highway Grade Crossing Safety Fund – Date Certain Update**

**Description:** Review rules containing date certain references annually to determine if dates need to be updated. This affects 761 IAC 820.1.

**Legal Basis:** Iowa Code section 17A.6(5).

**Need:** The department annually adopts (if necessary) the correct date certain for reference to the 2025 Revision of the American Railway Engineering and Maintenance-of-Way Association (AREMA) Communications and Signals Manual, Volume 1, Section 1 (1.3.2).

**Contemplated Schedule:** Complete analysis of date certain references and any needed rulemaking in fiscal year 2026.

**Contact Person:** Amanda Martin, Transportation Development Division, 515-239-1653.

### **School Transportation Services Provided by Regional Transit Systems – Annual Update**

**Description:** Update references to federal regulations for 49 CFR Parts 38, 571 and 655. This affects 761 IAC 911.5.

**Legal Basis:** Iowa Code section 321.377.

**Need:** The department annually adopts the specified parts of the most recent edition of 49 CFR.

**Contemplated Schedule:** These changes will be incorporated in calendar year 2025 when the department reviews Chapter 911 as part of EO 10.

**Contact Person:** Kristin Haar, Transportation Development Division, 515-233-7875.

### SECTION 3, MISCELLANEOUS

#### **Gender Identity and Sex Designation**

Description: Amend rules to conform with new definition of sex as male or female as clinically observed at birth, removal of the ability to obtain an amended birth certificate to reflect a new sex designation and removal of gender identity as a protected class from the Iowa Civil Rights Act. This affects 761 IAC 118, 119, 601, 605 and 630.

Legal Basis: 2025 Iowa Acts Senate File 418, sections 1, 4, and 7 to 23.

Need: The department is amending the rules to remain consistent with the statutory directive.

Contemplated Schedule: Complete rulemaking so Notice of Intended Action is submitted for publication no later than December 17, 2025.

Contact Person: Brooks Glasnapp, System Operations Division, 515-239-1255 and Sara Siedsma, Motor Vehicle Division, 515-237-3058.