



## **Motor Vehicle Division Informational Memo # 21-06** ***Removal of 24/7 Sobriety Program from OWI Administrative Rules***

**DATE:** March 15, 2021

**FROM:** Sara Siedsma, Compliance Officer, MVD

**TO:** All Driver and Identification Services staff, Iowa County Treasurers and County Treasurer's staff  
the issue driver's licenses and non-operator's identification cards

### **SUBJECT**

This informational memo explains an update to administrative rule chapter 761—620, OWI and Implied Consent.

### **SUMMARY**

The update to this rule chapter aligns with a change to Iowa Code section 321J.20 made during the 2020 legislative session which removed participation in the 24/7 sobriety and drug monitoring program as a condition of obtaining a temporary restricted license (TRL) while serving a driver's license revocation for an operating while intoxicated (OWI) offense or as a condition of reinstatement after an OWI revocation.

**The administrative rule amendments are effective March 17, 2021.**

### **LINK TO ADMINISTRATIVE RULES**

<https://www.legis.iowa.gov/docs/aco/arc/5429C.pdf>

### **CURRENT**

Administrative rule chapter 761—620 used to require an eligible OWI offender to participate in the 24/7 program as a condition of receiving a TRL. However, based on the 2020 legislative changes, we have already changed our processes to remove participation in the 24/7 program as a condition of obtaining a TRL for any OWI offender.

You may wish to review the previous informational memo (IM 20-17) we issued when the 2020 legislation became effective for more information about the background of the legislation and removal of the 24/7 program as a condition of obtaining a TRL.

For internal DOT employees, you may find IM 20-17 in the W drive at the address below:

*W:\MotorVehicle\Policy & Communications\Memorandums\Memos\Policy Memos*

For County Treasurers and staff, you may find IM 20-17 at the link to the county treasurer's manual below:

<https://iowadot.gov/mvd/ctmanual/memos/IM-20-17.pdf>

**NEW**

As of March 17, 2021, the rules will align with Iowa Code section 321J.20 and our current processes to no longer require an OWI offender to participate in the 24/7 program as a condition of their TRL.

**BUSINESS IMPACT**

This directive does not impact the way that DIS operates as we have already updated our processes to no longer require an OWI offender to participate in the 24/7 program as a condition of their TRL, rather this directive is just informing you that the administrative rules have now been updated.