

## Red Tape Review Rule Report (Due: September 1, 2025)

<b>Department Name:</b>	Department of Transportation	<b>Date:</b>	11/14/2024	<b>Total Rule Count:</b>	14
<b>IAC #:</b>	761	<b>Chapter/ SubChapter/ Rule(s):</b>	602	<b>Iowa Code Section Authorizing Rule:</b>	307.12(1)“j,” 321.180, 321.180B, 321.189, 321.194 as amended by 2024 Iowa Acts, Senate File 2109
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**PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE**

**What is the intended benefit of the rule?**

The intended benefit of this chapter is to provide guidance to members of the public on the classes of driver’s licenses and driver permits issued by the Department and the accompanying eligibility requirements and to comply with changes made to classes of driver’s licenses available to minors pursuant to 2024 Iowa Act, Senate File 2109.

**Is the benefit being achieved? Please provide evidence.**

Yes. Of the classes of driver’s licenses addressed in this chapter:

- There are over 2 million currently active Class C noncommercial Iowa driver’s licenses and approximately 65,000 Class D chauffeur’s licenses.
- Of the 2 million currently active Class C noncommercial Iowa licenses, there are approximately 19,000 special minor’s restricted licenses and 56,000 intermediate licenses.
- Over 274,000 Iowa licenses are currently valid to operate a motorcycle.

**What are the costs incurred by the public to comply with the rule?**

Any costs to the public related to applying for a driver’s license is because of the underlying statutes. Iowa Code section 321.191 prescribes the applicable fees the Department must charge for driver’s licenses.

**What are the costs to the agency or any other agency to implement/enforce the rule?**

There are no costs to the Department to implement the rules beyond those that would otherwise be required to administer the statute.

**Do the costs justify the benefits achieved? Please explain.**

Yes. The rules implement the statutory requirements for certain classes of driver’s licenses.

**Are there less restrictive alternatives to accomplish the benefit?**  YES  NO

If YES, please list alternative(s) and provide analysis of less restrictive alternatives from other states, if applicable. If NO, please explain.

There are no less restrictive alternatives available to accomplish the benefit of guidance to members of the public on the classes of driver's licenses and driver permits issued by the Department and the accompanying eligibility requirements.

Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or unnecessary language, including instances where rule language is duplicative of statutory language? [list chapter/rule number(s) that fall under any of the above categories]

**PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE**

**602.1. Driver's licenses.** This rule replaces unnecessarily restrictive terms.

**602.2. Information and forms.** This rule removes redundant and unnecessary content.

**602.3. Reserved.** This rule is deleted due to being unnecessary.

**602.4. Definitions of immediate family member.** This rule is deleted due to being unnecessary and its content was moved to a new rule containing definitions.

**602.5 to 602.10. Reserved.** These rules are deleted due to being unnecessary.

**602.11. Class C noncommercial driver's license.** This rule removes redundant and unnecessary content, including content that is duplicative of statute.

**602.12. Class D noncommercial driver's license (chauffeur).** This rule removes redundant and unnecessary content, including content that is duplicative of statute.

**602.13. Class M noncommercial driver's license (motorcycle).** This rule removes redundant and unnecessary content, including content that is duplicative of statute.

**602.14. Transition from five year to eight year licenses.** This rule is deleted due to being obsolete.

**602.15 to 602.17. Reserved.** These rules are deleted due to being unnecessary.

**602.18. Motorcycle instruction permit.** This rule is deleted due to being duplicative of statute and other administrative rules.

**602.19. Noncommercial instruction permit.** This rule is deleted due to being duplicative of statute and other administrative rules.

**602.20. Reserved.** This rule is deleted due to being unnecessary.

**602.21. Special noncommercial instruction permit.** This rule is deleted due to being duplicative of statute and other administrative rules.

**602.22. Reserved.** This rule is deleted due to being unnecessary.

**602.23. Chauffeur's instruction permit.** This rule is deleted due to being duplicative of statute and other administrative rules.

**602.24. Motorized bicycle license.** This rule is deleted due to being duplicative of statute and other administrative rules.

**602.25. Minor's restricted license.** This rule removes redundant and unnecessary content, including content that is duplicative of statute.

**602.26. Minor's school license.** This rule removes redundant and unnecessary content, including content that is duplicative of statute.

**RULES PROPOSED FOR REPEAL (list rule number[s]):**

602.4  
 602.14  
 602.18  
 602.19  
 602.21  
 602.23  
 602.24

**RULES PROPOSED FOR RE-PROMULGATION (list rule number[s] or include rule text if available):**

602.1  
 602.2  
 602.3  
 602.4  
 602.5  
 602.6  
 602.7  
 602.8  
 602.9

*\*For rules being re-promulgated with changes, you may attach a document with suggested changes.*

**METRICS**

<b>Total number of rules repealed:</b>	<b>7</b>
<b>Proposed word count reduction after repeal and/or re-promulgation</b>	<b>1,723</b>
<b>Proposed number of restrictive terms eliminated after repeal and/or re-promulgation</b>	<b>37</b>

**ARE THERE ANY STATUTORY CHANGES YOU WOULD RECOMMEND INCLUDING CODIFYING ANY RULES?**

Yes, the Department recommends that explicit rulemaking authority be added to Iowa Code section 321.189 for the processes and requirements associated with certain classes of driver’s licenses. While the statute clearly vests the Department with the authority to impose requirements associated with driver’s licenses, the Department relies on general agency rulemaking authority in Iowa Code section 307.12(1)“j” to promulgate the following rules that provide specific procedures implementing the statutory authority:

**602.2 – Information and forms.** We recommend adding rulemaking authority to Iowa Code section 321.189 authorizing the Department to outline general information and forms, establish definitions that aren’t contained in the statute and provide guidelines for submitting certificates of completion for education courses required as a prerequisite to obtaining a driver’s license.

**615.11 - Class C noncommercial driver’s license.** We recommend adding rulemaking authority to Iowa Code section 321.189 authorizing the Department to outline general requirements for a Class C noncommercial

license that is not already covered by the rulemaking authority in for minor's driver's licenses in Iowa Code sections 321.180B and 321.194.

**615.12 - Class D noncommercial driver's license (chauffeur).** We recommend adding rulemaking authority to Iowa Code section 321.189 authorizing the Department to outline general requirements for a Class D noncommercial license.

**615.13 - Class M noncommercial driver's license (motorcycle).** We recommend adding rulemaking authority to Iowa Code section 321.189 authorizing the Department to outline general requirements for a Class M noncommercial license.