

Important Information Concerning Waivers

Background Information – The Iowa Attorney General’s Office has determined that the Iowa Department of Inspection and Appeals has the authority to waive the prohibition against the sale of raffle entries online by qualified organizations found in Rule 481 Iowa Administrative Code rule 100.16(2). A qualified organization may file a petition for a waiver of this requirement from the Department of Inspection and Appeals in accordance with Iowa Administrative Code chapter 481—6. If you have any questions regarding the process for formally requesting a waiver, please do not hesitate to reach out.

Code Reference -

<https://www.legis.iowa.gov/publications/search/document?fq=id:490808&pdid=700147>

Important Reminders:

- Iowa Code chapter 99B prohibits the purchase of raffle entries by credit card. If the school/parish offers an online giving platform that only accepts credit cards (and not debit cards) it is not possible to sell raffle tickets online.
- The Department is unable to waive any requirements of Iowa Code chapter 99B.
- The Department is also unable to waive any federal regulations, including USPS regulations restricting the sale of raffle entries through the mail. Guidance from USPS regarding raffle tickets and unlawful mail material is found here: <https://pe.usps.com/text/csr/PS-307.htm>.
- Iowa Code requires that the price to participate, including any discounts, shall be the same for each participant
- Raffle tickets can only be sold to Iowa residents.
- Debit card numbers (or credit card numbers/bank account numbers too) should not be locally stored.
- Finally, the Department cannot make any representations regarding applicability of or compliance with any other federal law, including the Interstate Wire Act of 1961 (Federal Wire Act).

Questions about the waiver process should be directed to:

Jeff Schneider, Director of Stewardship Development

jeff.schneider@dbqarch.org or 563-556-2580 ext. 219

Or

Penny Minnihan, Auditor

p.minnihan@dbqarch.org or 563-556-2580 ext. 308

Questions about a specific raffle should be directed to:

Dan Horner, Chief, Social & Charitable Gambling Unit

Iowa Dept. of Inspections & Appeals

dan.horner@dia.iowa.gov