

CHAPTER 3  
FAIR INFORMATION PRACTICES

Chapter rescission date pursuant to Iowa Code section 17A.7: 1/1/28

**491—3.1(17A,22) Definitions.** As used in this chapter:

“Agency.” In lieu of the words “(official or body issuing these rules)”, insert “racing and gaming commission”.

**491—3.3(17A,22) Requests for access to records.** Rescinded by 2026 Iowa Acts, Senate File 2463, section 4, effective July 1, 2026.

**491—3.6(17A,22) Procedure by which additions, dissents, or objections may be entered into certain records.** Rescinded by 2026 Iowa Acts, Senate File 2463, section 4, effective July 1, 2026.

**491—3.9(17A,22) Disclosures without the consent of the subject.** Rescinded by 2026 Iowa Acts, Senate File 2463, section 4, effective July 1, 2026.

**491—3.10(17A,22) Routine use.** Rescinded by 2026 Iowa Acts, Senate File 2463, section 4, effective July 1, 2026.

**491—3.11(17A,22) Consensual disclosure of confidential records.** Rescinded by 2026 Iowa Acts, Senate File 2463, section 4, effective July 1, 2026.

**491—3.12(17A,22) Release to subject.** Rescinded by 2026 Iowa Acts, Senate File 2463, section 4, effective July 1, 2026.

**491—3.13(17A,22) Availability of records.** Rescinded by 2026 Iowa Acts, Senate File 2463, section 4, effective July 1, 2026.

**491—3.14(17A,22) Personally identifiable information.** The commission maintains systems of records which contain personally identifiable information.

**3.14(1) Board of stewards or gaming board hearings and contested case records.** Records are maintained in paper and computer files and contain names and identifying numbers of people involved. Evidence and documents submitted as a result of a hearing are contained in the board of stewards or gaming board hearing or contested case records as well as summary lists of enforcement activities.

Records are collected by authority of Iowa Code chapters 99D, 99E and 99F. None of the information stored in a data processing system is compared with information in any other data processing system.

**3.14(2) Occupational licensing.** Records associated with occupational licensing conducted under Iowa Code chapters 99D, 99E and 99F are maintained by this commission. The licensing system of records includes numerous files and crossfiles which include but are not limited to: computer storage of licensing records and photos, fingerprint cards, and license applications. The records associated with occupational licenses, which contain personally identifiable information, are open for public inspection only upon the approval of the administrator or the administrator’s designee. The information stored in a data processing system is not compared with information in any other data processing system.

**3.14(3) List of contested cases and stewards’ hearings.** The commission may utilize a listing of contested case and stewards’ hearings furnished by a national organization and provide individually identifiable information to that organization. The list is used for purposes delineated in Iowa Code chapter 99D.

[ARC 4618C, IAB 8/28/19, effective 7/31/19; ARC 5016C, IAB 4/8/20, effective 5/13/20]

These rules are intended to implement Iowa Code section 22.11 and chapters 99D and 17A.

[Filed emergency 9/1/88—published 9/21/88, effective 9/1/88]

[Filed 11/4/88, Notice 9/21/88—published 11/30/88, effective 1/4/89]

- [Filed 2/16/90, Notice 12/27/89—published 3/7/90, effective 4/11/90]
- [Filed 2/15/91, Notice 1/9/91—published 3/6/91, effective 4/10/91]
- [Filed 7/22/94, Notice 6/8/94—published 8/17/94, effective 9/21/94]
- [Filed 1/23/96, Notice 12/6/95—published 2/14/96, effective 3/20/96]
- [Filed 4/10/97, Notice 2/12/97—published 5/7/97, effective 6/11/97]
- [Filed 8/22/97, Notice 7/16/97—published 9/10/97, effective 10/15/97]
- [Filed 10/26/98, Notice 9/9/98—published 11/18/98, effective 12/23/98]
- [Filed 10/13/00, Notice 9/6/00—published 11/1/00, effective 12/6/00]
- [Filed 4/21/04, Notice 2/4/04—published 5/12/04, effective 6/16/04]
- [Filed 9/7/04, Notice 7/7/04—published 9/29/04, effective 11/3/04]
- [Filed ARC 0734C (Notice ARC 0604C, IAB 2/20/13), IAB 5/15/13, effective 6/19/13]
- [Filed ARC 3608C (Notice ARC 3434C, IAB 11/8/17), IAB 1/31/18, effective 3/7/18]
- [Filed ARC 4378C (Notice ARC 4107C, IAB 11/7/18), IAB 3/27/19, effective 5/1/19]
- [Filed Emergency ARC 4618C, IAB 8/28/19, effective 7/31/19]
- [Filed ARC 5016C (Amended Notice ARC 4807C, IAB 12/18/19; Notice ARC 4617C, IAB 8/28/19), IAB 4/8/20, effective 5/13/20]
- [Filed ARC 5075C (Notice ARC 5026C, IAB 4/8/20), IAB 7/1/20, effective 8/5/20]
- [Editorial change: IAC Supplement 3/6/24]
- [Content rescinded by 2026 Iowa Acts, Senate File 2463, section 4—editorially removed in IAC Supplement 7/8/26, effective 7/1/26]