

Q. How do I receive Temporary Operating Authority when applying for a Gambling Operator License?

A. House Bill 38 of the 2015 legislative session authorized the department to provide the issuance of temporary operating authority effective October 1, 2015. The Gambling Control Division drafted [Administrative Rule 23.16.509](#) "Temporary Gambling Authority" which was made effective on May 21, 2016 to establish the circumstances under which the division will issue temporary gambling authority (TGA):

- The application is submitted electronically using Taxpayer Access Point (TAP).
- The application is deemed complete by gambling and liquor licensing staff.
- Temporary Operating Authority is requested by completing [Form 5-TGA](#) and attaching it to the electronic application.
- The license transfer involves an existing location (premises has been licensed for gambling within the last 12 months).
- There are no known adverse reports on owners, officers, or key employees/managers at the time of the request for temporary operating authority.
- The seller is in good standing with the Department of Revenue (Business and Income Tax Division).

Temporary operating authority may be issued for no more than 45 days. The Department of Justice (DOJ) and the Department of Revenue (DOR) will coordinate all approvals of temporary operating authority. DOJ may provide an extension of the temporary operating authority, but only when the reason for the delay in the case is beyond the applicant's control. Any extension request must be made in writing and received by the division one week prior to the expiration date.