

**Q. How do I receive Temporary Operating Authority (TOA) 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 TransAction Portal (TAP).
- The application is deemed complete by gambling and ABCD licensing staff.
- Temporary Operating Authority is requested by completing [Form TA](#) and attaching it to the electronic application.
- The license applied for must be operated at the proposed premises and must not have been altered from the last approved floor plan.
- There are no known adverse reports on owners, officers, or key employees/managers at the time of the request for temporary operating authority.
- The applicant must be a current licensee in good standing. An applicant who does not currently hold a license may receive TOA if it is a transfer of ownership at the same location.

Temporary operating authority may be issued for no more than 45 days by DOJ. 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.