

**CHAPTER 1402. SPORTS WAGERING OPERATORS—
TEMPORARY REGULATIONS**

Sec.

- 1402.1. Sports wagering operator requirements.
- 1402.2. Sports wagering operator application and standards.
- 1402.3. Sports wagering operator license term and renewal.

Source

The temporary provisions of this Chapter 1402 adopted July 27, 2018, effective July 28, 2018, expire July 28, 2020, 48 Pa.B. 4493, unless otherwise noted.

§ 1402.1. Sports wagering operator requirements.

(a) A person seeking to operate sports wagering on behalf of a sports wagering certificate holder in this Commonwealth may apply with the Board for a sports wagering operator license.

(b) The Board may issue conditional authorization to a person applying for a sports wagering operator license until January 28, 2020.

(1) Conditional authorization issued under this subpart will remain in effect until the earlier of the date occurring 12 months after the issuance of the authorization or the date upon which the Board makes a final determination on the person's application.

(i) The effectiveness of a conditional authorization may be extended by the Board not more than once, upon a showing of good cause.

(ii) Conditional authorization will allow an applicant for a sports wagering operator license to engage in all of the functions of a licensed sports wagering operator for the duration of the conditional authorization.

(2) A conditional authorization may not be issued unless all of the following apply:

(i) The sports wagering operator license applicant has submitted a complete application for a sports wagering operator license to the Board.

(ii) The sports wagering operator license applicant agrees to pay or has paid the fee prescribed by the Board prior to the issuance of conditional authorization.

(iii) The Bureau does not have an objection to the issuance of a conditional authorization to the sports wagering operator license applicant.

§ 1402.2. Sports wagering operator application and standards.

(a) An applicant for a sports wagering operator license shall submit all of the following:

(1) An original and one copy of the Sport Wagering Enterprise Application and Disclosure Information Form unless otherwise directed by the Board.

(2) The nonrefundable application fee posted on the Board's web site.

(3) A diversity plan as set forth in section 1325(b) of the act (relating to license or permit issuance) and Chapter 481a (relating to diversity).

(4) An application from every principal under Chapter 433a (relating to principal licenses) and § 1406.2 (relating to sports wagering gaming principals) as specified by the Enterprise Application and Disclosure Information Form.

(5) A sworn or affirmed statement that the sports wagering operator license applicant has developed and implemented internal safeguards and policies to prevent a violation of section 1513 of the act (relating to political influence) and a copy of the safeguards and policies.

(b) In determining whether an applicant is suitable to be licensed as a sports wagering operator under this section, the Board will consider all of the following:

(1) The financial fitness, good character, honesty, integrity and responsibility of the sports wagering operator license applicant.

(2) If all principals of the sports wagering operator license applicant are eligible and suitable under the standards of section 1311.1 of the act (relating to licensing of principals).

(3) The integrity of all financial backers.

(4) The suitability of the sports wagering operator license applicant and the principals of the sports wagering operator license applicant based on the satisfactory results of all of the following:

(i) The background investigation of the principals.

(ii) A current tax clearance review performed by the Department.

(iii) A current Unemployment Compensation Tax clearance review and a Workers Compensation Tax clearance review performed by the Department of Labor and Industry.

§ 1402.3. Sports wagering operator license term and renewal.

(a) A sports wagering operator license and the renewal thereof is valid for 5 years from the date of approval of the application by the Board.

(b) A renewal application for a sports wagering operator license shall be filed at least 6 months prior to the expiration of the current certificate.

(c) A sports wagering operator license for which a completed renewal application and fee has been received by the Board will continue in effect until acted upon by the Board.

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