

Governor Katie Hobbs

Cabinet Executive Officer, Executive Deputy Director Jackie Johnson

### **Event Wagering Licensing FAQ**

### Is the information you are submitting subject to public record?

• The Department will not disclose the information submitted for an event wagering or fantasy sports license, as A.R.S. §5-1203(D) & A.R.S. § 5-1305(H) requires ADG to keep all information and records related to event wagering and fantasy sports contests applications confidential.

### Where do you get the applications?

Applications can be found here: <a href="https://gaming.az.gov/ewfs/forms-licensing-fees">https://gaming.az.gov/ewfs/forms-licensing-fees</a>

### Is your company a Supplier or Ancillary Supplier for Event Wagering?

Please refer to the "Supplier" definition in <u>A.A.C. R19-4-101.B.</u>

# How many years of violations, hearings, and/or settlements relating to a gaming license do you need to list on the application?

• The Department is requesting that applicants provide all gaming license actions, with no time limitation.

# Individual application regarding family members with criminal history, what is the degree of family relations you need to disclose?

Immediate family.

#### If you have questions or concerns regarding the licensing process, who can you contact for information?

Questions and concerns regarding the licensing process can be sent to EWFSIntake@azgaming.gov.

### Is there an additional application fee for Key Employees for Event Wagering?

 No, there is no additional application fee for key employees (CEO, CFO, COO, owners 5% or more, or equivalent). These applications are part of the company applicant submission. However, event wagering employees will need to be licensed and are subject to an application fee. Please refer to A.A.C. R19-4-104.A and A.A.C. R19-4-105.B.

### Do you need your parent company to fill out an application?

A.R.S. § 5-1202-G allows the Department to require the licensing of a Holding Company of a Fantasy Sports
Contest Operator. The Department will make this decision on a case-by-case basis.

 Event Wagering statutory and rules provisions do not include a similar standard. However, an Event Wagering Operator, Limited Event Wagering Operator, Designee, and Management Services Provider should disclose their parent company to the Department.

### Where are fingerprints supposed to be sent?

• Fingerprint cards are to be sent to our office at 100 N. 15th Avenue, Suite 202, Phoenix, AZ 85007.

#### If you do not have audited financial statements, will ADG accept unaudited financial statements?

• Yes, we will accept unaudited financial statements to include Income Statement/P&L, Balance Sheet, and Statement of Cash Flow for the past three (3) years.

### Does a designee need to submit their contract with a tribe or team?

Yes, a Designee will need to disclose their relationship with a team or tribe to the Department.

### Which individuals/positions will need to disclose as a Key Employees?

- CEO/President/or equivalent
- CFO/CAO/Controller/or equivalent
- COO/position that oversees operations
- Event Wagering Owners of 5% or more with voting rights
- Fantasy Sports Owners of 10% or more with voting rights

### How long will the investigation take?

- Once a Complete application (R19-4-105(A) & R19-4-205(A)) is received, the investigation will begin.
- Full investigation time can fluctuate based on a number of principles and information provided.
- Upon completion of our due diligence, the department will issue a license or deny the application.
- Most investigations will be completed within 30 days of receiving a complete application.

### Will the Department allow reciprocity for supplier applications if the supplier is licensed in another jurisdiction?

• Suppliers licensed in other jurisdictions may submit that information for consideration; however, the application will be evaluated as a whole rather than by that one criterion.

### If a tribe or team has appointed a designee, will a background investigation be performed on the tribe or team?

No, if a Designee is appointed, the background investigation will focus on the Designee.

### How do you submit your applications?

- Please submit applications through our secure portal: (https://gaming.az.gov/sites/default/files/CreateSecureEmailAccount.pdf)
- Fingerprint cards must be mailed to:
  - Arizona Department of Gaming Event Wagering & Fantasy Sports
     100 N. 15th Avenue, Suite 202 Phoenix, AZ 85007

### Will you receive a certificate?

• Yes, a certificate will be provided to be displayed.

### Can you wire the application fee instead of using the ACH information that was provided in the application?

• The Department prefers the application fees be paid using our <a href="Pay Online platform">Pay Online platform</a>; however the Department will accept domestic wires upon request. Please contact LaTrina Rosemond (Comptroller) at Irosemond@azgaming.gov with any questions on payment.

### Who completes the supplemental allocation application?

The supplemental allocation application may be filled out by the Event Wagering Operator applicant (tribe
or team), the Designee, the Management Services Provider, or any combination thereof.

### For newly formed companies with no financial statements or tax returns, will the parent company's financial information be sufficient?

• Yes, parent company financial statements are acceptable. If no parent company is involved, the investigation will closely examine the owners that disclose Key Employees.

### How many licenses are available for fantasy sports contests?

There is no limit of licenses available for fantasy sports contests.

### What type of credit report do you need to submit with your New Individual Disclosure Form?

You will need to submit a detailed credit report that reflects your account history, payment history, credit
inquiries, collections, etc. The Department will accept credit reports from Equifax, Experian, and
TransUnion.

# Do you need a license from the Department to provide goods/services on-reservation (tribal casino) and a separate license to provide goods/services off-reservation?

• Yes, due to the language in the statute and the Arizona Tribal-State Gaming Compact, the Department has determined that a licensee is subject to the two distinct jurisdictions through licensure. The Department will minimize duplication of investigative efforts where possible.

### When is payment due?

Payment is due on the same date that applications are due, but may be submitted prior to the application
as long as the payment identifies the associated application that is forthcoming.

### How should you submit your photo with the application?

You can send your color photo either as a JPEG or PNG.

## If an Event Wagering Operator is working with a Designee, does a copy of the executed agreement need to be submitted with the application?

• A copy of the agreement between the Tribe operator and the designee is a required document that needs to be provided with the application.

### Where is the information to make the payment?

• Payment can be completed through our Pay Online platform: <a href="https://adgpay-ewfs.az.gov/">https://adgpay-ewfs.az.gov/</a>

# If you have a Level 1 Fingerprint Clearance Card, do you still have to submit a fingerprint card to the Department?

• Yes. The fingerprint card can be mailed or hand delivered to the Department.

The application is asking for the Designee's Expected Adjusted Gross Event Wagering Receipts (AGEWR), is this the same as the Gross Gaming Revenue amounts received in other jurisdictions to date? If not, please advise what information is being asked for.

The statute requires that the EWO/Designee provide information on the amount of Adjusted Gross Event
Wagering Receipts (AGEWR) they expect to generate in Arizona. The EWO/Designee may use comparable
Gross Gaming Revenue from other jurisdictions.

### You are a Supplier - if the Company submitting does not meet the \$10,000 threshold, do you still need a license?

- Off Reservation If the supplier is providing goods and services to an EWO, LEWO, or FSCO off-reservation then there is no dollar threshold and a license is required.
- On Reservation If the supplier is providing goods and services on-reservation, the supplier will need to be State Certified as a gaming vendor. More information on the on-reservation certification process can be found on this page: <a href="https://gaming.az.gov/tribal-gaming/state-certifications">https://gaming.az.gov/tribal-gaming/state-certifications</a>

# Is there a preference on how the Department would like to receive the supporting documentation that is submitted along with the application?

• Yes. The Department prefers separate PDF files or the PDF files can be compressed into a zip file. If needed, the PDF files can be sent via multiple emails.

### Will Police Certificates be accepted for US individuals?

No, this only applies to foreign individuals without a Non-Resident US Social Security Number.

## If a Tribal Event Wagering Operator is working with a Designee does a copy of the agreement need to be submitted with the application?

• A copy of the agreement between the Tribe and the designee needs to be provided with the application.

### What is a sub-provider on the management services application?

Sub-Providers are Suppliers and/or Ancillary Suppliers who will assist you in the operation of your event
wagering platform. The Department is requesting that Management Services Provider applicants list their
Suppliers and Ancillary Suppliers involved in providing management services. These sub-providers would
need to submit an application to the Department only if they fit into one of the licensing categories
(Supplier, Ancillary Supplier, etc.).

# Will there be a confirmation sent from the Department notifying the supplier that their application was approved?

• Yes, within five (5) days of receiving a completed application, the Department will issue a temporary license to the applicant if they are suitable for licensure.

### What is meant by "Description of any physical facility operated by the Applicant in Arizona?"

• This will be a description of any proposed physical facility that will be operated by the applicant in Arizona. For example, location, size, operating capacity (e.g. how many player windows and/or kiosks).

### What if the COO is an outside 3rd party?

This individual does not need to disclose as an outside third party; the CEO or President is sufficient.

### How many years of past or current litigation (civil or criminal) do you need to list on the application?

• The Department is requesting that applicants provide all litigation details, with no time limitation.

For foreign individuals, getting a credit report can take a little longer to get. Can you show proof that the credit report was requested and that it is on its way, and then send the credit report once received?

• Yes, please provide confirmation/documentation that the credit report has been requested. Once you receive the credit report, you can email it to the Department.

If an Event Wagering (EW) Operator applicant submitted an EW License application and paid the application fee in a previous EW Licensing application cycle but was ultimately denied an EW License, can that previous applicant apply the application fee paid in the prior cycle as a credit towards the new application fee in the new EW Operator Licensing application period?

During each EW License application period, all prospective applicants are required to submit a new
application fee with each their application. These application fees are nonrefundable pursuant to <u>A.R.S.</u>
Section 5-1304(B)(9).