

2019 Regular Session

SENATE BILL NO. 196

BY SENATOR MORRELL

GAMING. Authorizes local governments to charge a fee on certain gaming winnings to fund local early childhood programs. (8/1/19)

1 AN ACT
2 To enact R.S. 27:93.1 and 253, relative to local fees on gaming; to authorize a local
3 governing authority to levy a fee on certain winnings; to provide for the maximum
4 amount of the fee; to provide for the ranking of deductions on winnings; to provide
5 for allocation of the revenue generated; to provide for applicability; and to provide
6 for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 27:93.1 and 253 are hereby enacted to read as follows:

9 **§93.1. Local governing authority fees on winnings**

10 **A.(1) A local governing authority of the parish or of the municipality in**
11 **which the licensed berth of a riverboat is located may levy a fee of up to fifty**
12 **dollars on progressive slot annuities and cash gaming winnings.**

13 **(2) Any fee levied pursuant to Paragraph (1) of this Subsection shall only**
14 **apply to payments for which the entity licensed pursuant to this Chapter is**
15 **required to file Form W-2G, or a substantially equivalent form, with the United**
16 **States Internal Revenue Service.**

17 **B. If the licensee determines that the winner of a progressive slot**

1 machine annuity or cash gaming winner is a person to whom Subsection A
2 applies, the licensee shall deduct the amount of the fee from the payment of the
3 progressive slot machine annuity or cash gaming winnings. Deducted amounts
4 shall be accumulated by the licensee and remitted on a monthly basis to the
5 local governing authority.

6 C. Deductions pursuant to Subsection B of this Section shall be after any
7 administrative fee and child support arrearages or child support overpayments
8 have been deducted.

9 D. Funds derived from the fee authorized by a local governing authority
10 pursuant to Subsection A of this Section shall be allocated by the local
11 governing authority to local early childhood programs for the exclusive use of
12 Type III early learning centers to provide quality care for children who are ages
13 birth through two years old.

14 E. This Section shall not apply to licensed establishments as defined in
15 Chapter 8 of Title 27 of the Louisiana Revised Statutes of 1950.

16 * * *

17 §253. Local governing authority fees on winnings

18 A.(1) A local governing authority of the municipality in which the official
19 gaming establishment is located may levy a fee of up to fifty dollars on
20 progressive slot annuities and cash gaming winnings.

21 (2) Any fee levied pursuant to Paragraph (1) of this Subsection shall only
22 apply to payments for which the entity licensed pursuant to this Chapter is
23 required to file Form W-2G, or a substantially equivalent form, with the United
24 States Internal Revenue Service.

25 B. If the licensee determines that the winner of a progressive slot
26 machine annuity or cash gaming winner is a person to whom Subsection A
27 applies, the licensee shall deduct the amount of the fee from the payment of the
28 progressive slot machine annuity or cash gaming winnings. Deducted amounts
29 shall be accumulated by the licensee and remitted on a monthly basis to the

1 **local governing authority.**

2 **C. Deductions pursuant to Subsection B of this Section shall be after any**
3 **administrative fee and child support arrearages or child support overpayments**
4 **have been deducted.**

5 **D. Funds derived from the fee authorized by a local governing authority**
6 **pursuant to Subsection A of this Section shall be allocated by the local**
7 **governing authority to local early childhood programs for the exclusive use of**
8 **Type III early learning centers to provide quality care for children who are ages**
9 **birth through two years old.**

10 **E. This Section shall not apply to licensed establishments as defined in**
11 **Chapter 8 of Title 27 of the Louisiana Revised Statutes of 1950.**

The original instrument was prepared by Dawn Romero Watson. The following digest, which does not constitute a part of the legislative instrument, was prepared by Yoursheka George.

DIGEST

SB 196 Engrossed

2019 Regular Session

Morrell

Proposed law authorizes the local governing authority in which a riverboat or the land-based casino is located to levy a fee of up to \$50 on progressive slot annuities and cash gaming winnings. Provides that proposed law shall only apply to payments for which the licensee is required to file Form W-2G, or a substantially equivalent form, with the United States Internal Revenue Service. A licensee is required to file an IRS Form W-2G on any patron who wins \$600 or more in gambling winnings if the winnings are at least 300 times the amount of the wager. Current licensed riverboats and the land-based casinos are located in the parishes of (or municipalities therein) Bossier, Caddo, Calcasieu, East Baton Rouge, Jefferson, Orleans, and St. Mary.

Proposed law provides that the licensee shall deduct the amount of the fee from the payment of the progressive slot machine annuity or cash gaming winnings. Requires deducted amounts to be accumulated by the licensee and remitted on a monthly basis to the local governing authority.

Proposed law provides that deductions pursuant to proposed law shall be after any administrative fee and any child support arrearages or child support overpayments have been deducted.

Proposed law provides that funds derived from the fee shall be allocated by the local governing authority for local early childhood programs for the exclusive use of Type III early learning centers to provide quality care for children who are ages birth through two year old.

Proposed law does not apply to licensed video draw poker establishments.

Effective August 1, 2019.

(Adds R.S. 27:93.1 and 253)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary B to the original bill

1. Adds that funds shall be exclusively used for Type III early learning centers for children ages birth through two years old.
2. Adds proposed law does not apply to video draw poker.