
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 Michelle D. Ridge.

SB 290 Engrossed

DIGEST
2022 Regular Session

Cortez

Present law requires the Louisiana Gaming Control Board to adopt rules for a uniform compulsive and problem gambling program and that such rules include the self-exclusion program. Requires licensees of riverboat gaming, fantasy sports, slot machines at racetracks and sports wagering and the land-based casino to adopt programs in compliance with the board's rules.

Proposed law retains present law and adds applicability to platform operators of such licensees and to electronic wagering, including mobile wagering.

Present law provides that the board's list of self-excluded persons shall not be open to public inspection. Provides that the board, state police gaming division, any licensee, permittee, or the casino gaming operator and any employee or agent thereof shall not be liable to any self-excluded person or to any other party in any judicial proceeding for any monetary damages or other remedy which may arise as a result of disclosure or publication of the identity of the self-excluded person in any manner other than a willfully unlawful disclosure to a third party that is not an employee, affiliated company, or employee or agent of the board or division.

Proposed law retains present law and adds to the liability exception for disclosure to a third party agent of the licensee, permittee, or casino gaming operator or a patron identification service entity.

Present law provides that except for the requirement of posting signs to inform customers of the toll free number for information and referral services regarding compulsive and problem gambling, the uniform compulsive and problem gaming program is not applicable to video draw poker licensees.

Proposed law provides that if the video draw poker licensee becomes a sport wagering licensee, all of the rules and requirements of the uniform compulsive and problem gambling program shall be applicable to the licensee.

Present law provides that licensees or operators are taxed on net gaming proceeds. "Net gaming proceeds" is defined as the amount equal to the total gross revenue of all wagers placed by patrons less the total amount of all winnings paid out to patrons and the amount of eligible promotional play. Eligible promotional play equals the amount of dollars directly attributable to promotional play wagers related to sports wagering and actually redeemed by players and patrons.

Present law limits eligible promotional play to not more than \$5M per calendar year per licensee. Prohibits a licensee from splitting promotional play between sports wagering platforms.

Proposed law retains present law.

Proposed law provides that if a sports wagering platform provider contracts with more than one sports wagering licensee, it may not claim more than the maximum amount of eligible promotional play per licensee as provided in present law in any calendar year, regardless of the amount allocated to it by multiple sports wagering licensees.

Present law provides that in the event a licensee pools its wagers with other Louisiana sports wagering licensees, the maximum amount of eligible promotional play shall apply per pool, and the amount of eligible promotional play per participating licensee shall be allocated in accordance with an agreement among licensees participating in the pool. Provides that the pooling and the corresponding agreement among the licensees is subject to the approval of the board. Specifically prohibits a pool from stacking eligible promotional play of the participating licensees to exceed a total for the pool of \$5M per calendar year.

Proposed law deletes present law.

Present law creates a special fund in the state treasury known as the Sports Wagering Local Allocation Fund. Provides that monies in the fund shall be remitted monthly, by proportionate distribution, to each parish governing authority in which the taxable conduct occurred.

Proposed law clarifies proportionate distribution to be the population percentage of each parish that approved sports wagering compared to the total population of all 55 parishes that approved sport wagering.

Effective July 1, 2022.

(Amends R.S. 27:27.1(C)(intro para), (1), (3), and (8), (D)(1), (3), and (4), (E), (F), (J), (L)(intro para), and (M), 627, and 628(B))

Summary of Amendments Adopted by Senate

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

1. Removes proposed law provisions relative to general powers and duties of the division.
2. Removes \$500,000 limit on eligible promotional play in proposed law.