

SENATE BILL NO. 323

BY SENATOR MORRELL

1 AN ACT

2 To amend and reenact R.S. 27:416(C), relative to the operation of video draw poker devices  
3 at qualified truck stop facilities; to provide with respect to the calculation of fuel  
4 sales; to provide for exceptions regarding the fuel sales requirements at certain  
5 facilities; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 27:416(C) is hereby amended and reenacted to read as follows:

8 §416. Qualified truck stop facilities; number of devices; fuel sales

9 \* \* \*

10 C.**(1)** Except as provided in R.S. 27:421 **and Paragraph (2) of this**  
11 **Subsection**, the number of video draw poker devices placed at a qualified truck stop  
12 facility shall be based on the average monthly fuel sales calculated quarterly, using  
13 four sets of three calendar months, for the first year of operation and thereafter shall  
14 be based upon the average monthly fuel sales calculated annually, using a calendar  
15 year, as follows:

16 ~~(1)(a)~~ One hundred thousand gallons of fuel ~~of which forty thousand gallons~~  
17 ~~are diesel~~ - not more than fifty devices.

18 ~~(2)(b)~~ Seventy-five thousand gallons of fuel ~~of which thirty thousand gallons~~  
19 ~~are diesel~~ - not more than forty devices.

20 ~~(3)(c)~~ Fifty thousand gallons of fuel ~~of which ten thousand are diesel~~ - not  
21 more than thirty-five devices.

22 **(2) In addition to the requirements in Paragraph (1) of this Subsection,**  
23 **a qualified truck stop facility, except a qualified truck stop facility located**  
24 **within a radius of twelve miles or less from the location of the official gaming**  
25 **establishment in Orleans Parish, which complies or has complied with one of**  
26 **the fuel sales requirements of Paragraph (1) of this Subsection for five**  
27 **consecutive years shall thereafter be permitted to retain the number of devices**

