SENATE COMMITTEE AMENDMENTS

2018 Regular Session

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 184 by Senator Martiny

- 1 AMENDMENT NO. 1
- On page 1, line 2, after "(17)" delete the remainder of the line and insert ",405(A)(6) and
 (C)(2), (3), and (4), 416(C) and (D),"
- 4 AMENDMENT NO. 2
- 5 On page 1, at the beginning of line 3, delete "(D)(1) and (2),"
- 6 AMENDMENT NO. 3
- On page 1, at the end of line 3 and the beginning of line 4, delete "and to repeal R.S.
 27:421,"
- 9 AMENDMENT NO. 4
- 10 On page 1, line 11, after "(17)" delete the remainder of the line and insert ",405(A)(6) and (C)(2), (3), and (4), 416(C) and (D),"
- 12 AMENDMENT NO. 5
- 13 On page 1, at the beginning of line 12, delete "and (2),"
- 14 AMENDMENT NO. 6
- 15 On page 2, delete lines 12 and 13
- 16 AMENDMENT NO. 7
- 17 On page 2, between lines 15 and 16, insert the following:
- 18 "A. Each video draw poker device shall:
- 19 * * *
- 20 (6) For card games, use a display with images of cards that closely resemble
 21 standard poker playing cards. <u>Additional displays that are only for entertainment</u>
 22 <u>purposes are permitted.</u>"
- 23 AMENDMENT NO. 8
- 24 On page 2, line 21, after "utilize" insert "a deck <u>or</u>"
- 25 AMENDMENT NO. 9
- 26 On page 2, line 22, after "The" insert "deck <u>or</u>"
- 27 AMENDMENT NO. 10
- 28 On page 2, line 23, after "the" insert "deck <u>or</u>"
- 29 AMENDMENT NO. 11
- 30 On page 2, line 26, after "the" insert "deck <u>or</u>"

1 <u>AMENDMENT NO. 12</u>

- 2 On page 2, line 27, after "the" insert "deck <u>or</u>"
- 3 AMENDMENT NO. 13

4 On page 2, delete line 29, and insert "deck <u>or decks</u>."

5 AMENDMENT NO. 14

6 On page 3, delete lines 3 through 29, and on page 4, delete lines 1 through 8, and insert the 7 following:

| 8 | "* * * |
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| 9 | C.(1) A qualified truck stop facility shall have a fuel facility that offers, |
| 10 | in the regular course of business, fuel sales for individual vehicle consumption. |
| 11 | The board may adopt rules to recognize alternative fuel sources to satisfy the |
| 12 | requirement regarding fuel sales provided by this Chapter. |
| 13 | (2) Except as provided in R.S. 27:421 and Paragraph (2) (3) of this |
| 14 | Subsection, the number of video draw poker devices placed at a qualified truck stop |
| 15 | facility shall be based on the average monthly fuel sales calculated quarterly, using |
| 16 | four sets of three calendar months, for the first year of operation and thereafter shall |
| 17 | be based upon the average monthly fuel sales calculated annually, using a calendar |
| 18 | year, as follows: |
| 19 | (a) One hundred thousand gallons of fuel - not more than fifty devices. |
| 20 | (b) Seventy-five thousand gallons of fuel - not more than forty devices. |
| 21 | (c) Fifty thousand gallons of fuel - not more than thirty-five devices. |
| 22 | (2)(3)(a) In addition to the requirements in Paragraph (1) of this Subsection, |
| 23 | $\frac{1}{2}$ A qualified truck stop facility, except a qualified truck stop facility located within |
| 24 | a radius of twelve miles or less from the location of the official gaming |
| 25 | establishment in Orleans Parish, which that complies or has complied with one of |
| 26 | the fuel sales requirements of Paragraph (1) (2) of this Subsection for five |
| 27 | consecutive years shall thereafter be permitted to retain the number of devices it |
| 28 | operated during that same consecutive five-year period provided it continues to meet |
| 29 | the fuel sales requirement set forth in Subparagraph $(1)(c)$ (2)(c) of this Subsection. |
| 30 | (b) After ten years of operation as a qualified truck stop facility, the |
| 31 | facility shall thereafter be permitted to retain the number of devices for which |
| 32 | the facility qualified in the prior calendar year of operation without having to |
| 33 | meet the fuel sales requirements necessary to retain that number of devices as |
| 34 | set forth in Paragraph (2) of this Subsection. However, such qualified truck stop |
| 35 | facility shall be required to comply with the provisions of Paragraph (1) of this |
| 36 37 | Subsection. (2) The board may adapt rules to recognize alternative fuel sources to satisfy |
| 37 | (3) The board may adopt rules to recognize alternative fuel sources to satisfy |
| 38 39 | the requirements regarding fuel sales provided by this Chapter. D.(1) The fuel facility shall offer, in the regular course of business, fuel sales |
| 40 | for individual vehicle consumption. |
| 40 41 | (2) Bulk sales or transfers shall not be used to calculate monthly averages. |
| 42 | All fuel sales must correspond to state-accepted daily sales reports which correspond |
| 43 | to monthly state sales tax reports and shall be verified by fuel tickets from the truck |
| 44 | stop facility. |
| 45 | (3)(2) To be considered a fuel facility at a qualified truck stop facility for the |
| 46 | purpose of licensing that qualified truck stop to operate video draw poker devices, |
| 47 | the fuel facility shall not be subject to the fuel sales requirements provided for in |
| 48 | Subpart E of Part VIII of Chapter 1 of Title 51 of the Louisiana Revised Statutes of |
| 49 | 1950, comprised of R.S. 51:421 through 427, and the requirements of Chapter 13 of |
| 50 | Title 51 of the Louisiana Revised Statutes of 1950. |
| 51 | (4)(3) The provisions of this Subsection provide for the fuel sales |
| 52 | requirements for the purpose of licensing criteria for the operation of video draw |
| 53 | poker devices at a qualified truck stop facility. |
| | |

- 1 (5)(4) The provisions of this Subsection shall not be construed to repeal, 2 limit, or supercede any requirements for the sale of fuel by fuel facilities as otherwise 3 provided for by law.
- 4 (6)(5) The provisions of this Subsection shall not be construed to repeal,
 5 limit, or supercede the authority of the office of the attorney general to enforce the
 6 Unfair Trade Practices or Consumer Protection Law or the authority of any district
 7 attorney to prosecute violations of Subpart E of Part VIII of Chapter 1 of Title 51 of
 8 the Louisiana Revised Statutes of 1950, comprised of R.S. 51:421 through 427."
- 9 AMENDMENT NO. 15
- 10 On page 4, line 18, after "facility" delete the comma "," and insert "<u>restaurant</u>"
- 11 AMENDMENT NO. 16
- 12 On page 6, delete line 7