

2018 Regular Session

SENATE BILL NO. 468

BY SENATOR MORRISH

GAMING. Authorizes public institutions of higher education, when licensed, to conduct raffles. (8/1/18)

1 AN ACT

2 To amend and reenact R.S. 4:705(1), (9), and (10)(a) and 706(A) and (B) and to enact R.S.
3 4:705(2)(f) and 707.1, relative to gaming; to authorize public institutions of higher
4 education to conduct raffles to support the institution; to provide for state licensure;
5 to provide for duties and functions of the office of charitable gaming; and to provide
6 for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 4:705(1), (9) and (10)(a) and 706(A) and (B) are hereby amended
9 and reenacted and R.S. 4:705(2)(f), and 707.1 are hereby enacted to read as follows:

10 §705. Office functions, duties, and responsibilities

11 The office shall have the following functions, duties, and responsibilities:

12 (1)(a) To issue and renew annual state licenses required by law for
13 organizations conducting games of chance pursuant to the Charitable Raffles, Bingo
14 and Keno Licensing Law, for manufacturers or distributors of supplies or equipment
15 for such games, and for commercial lessors of premises on which such games are
16 conducted.

17 **(b) To issue and renew annual state licenses required by law for public**

1 **institutions of higher education conducting games of chance pursuant to R.S.**
2 **4:707.1.**

3 (2) To establish, assess, and collect the following fees for issuance of licenses
4 and special licenses and for license renewals as follows:

5 * * *

6 **(f) Public institution of higher education's license and renewal fee shall**
7 **be seventy-five dollars.**

8 * * *

9 (9) To familiarize the general public, and in particular members of
10 organizations **and public institutions of higher education** which conduct charitable
11 games of chance, with provisions of the Charitable Raffles, Bingo and Keno
12 Licensing Law and other applicable laws and regulations.

13 (10)(a) To adopt rules and regulations to provide for the sale or transfer of
14 surplus supplies or equipment from one licensed organization **or public institution**
15 **of higher education** to another and ~~such~~ other rules and regulations as are necessary
16 to carry out the purposes and functions of this Chapter strictly in accordance with
17 Subparagraph (b) of this Paragraph.

18 * * *

19 §706. Decision whether to permit raffles, bingo, and keno

20 A. ~~The~~ **Except for a public institution of higher education licensed**
21 **pursuant to R.S. 4:707.1, the** governing authority of each ~~such~~ municipality shall
22 decide whether charitable raffles, bingo, and keno as provided for in this Chapter
23 shall be permitted within the limits of the municipality.

24 B. ~~The~~ **Except for a public institution of higher education licensed**
25 **pursuant to R.S. 4:707.1, the** governing authority of each parish shall decide
26 whether charitable raffles, bingo, and keno as provided for in this Chapter shall be
27 permitted within the parish.

28 * * *

29 **§707.1. Authorization to license certain public institutions of higher education;**

1 state license; exemptions

2 A.(1) A public institution of higher education, when licensed as provided
3 in this Section, may hold and operate the game of chance commonly known as
4 raffle or raffles played by drawing for prizes or the allotment of prizes by
5 chance, by the selling of shares, tickets, or rights to participate in the game or
6 games, and by conducting the game or games accordingly.

7 (2) The office may license a public institution of higher education to hold
8 and operate the game of chance commonly known as raffle or raffles played by
9 drawing for prizes or the allotment of prizes by chance, by the selling of shares,
10 tickets, or rights to participate in the game or games, and by conducting the
11 game or games accordingly.

12 B. As used in this Subsection, "public institution of higher education"
13 includes each in-state public graduate and undergraduate institution, public
14 junior and community college, public technical institute, and each separate
15 school or department of the institution, college, or institute.

16 C. A public institution of higher education licensed pursuant to this
17 Section may sell shares, tickets, or rights to participate in the authorized games
18 and may conduct the games accordingly when the entire net proceeds of the
19 games of chance are devoted to supporting the institution.

20 D.(1) No municipal or parish governing authority shall require local
21 licensure of an institution licensed pursuant to this Section.

22 (2) A public institution of higher education licensed pursuant to this
23 Section shall be exempt from the licensing and reporting requirement provided
24 in R.S. 4:708 through 716 for the purpose of conducting a raffle as defined in
25 R.S. 4:707(A)(1).

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Jerry J. Guillot.

DIGEST

SB 468 Original

2018 Regular Session

Morrish

Present law, relative to charitable raffles, bingo, and gaming, requires that the office of charitable gaming issue and renew annual state licenses required by law for organizations conducting games of chance, for manufacturers or distributors of supplies or equipment for such games, and for commercial lessors of premises on which such games are conducted. Proposed law retains present law and also provides that the office shall issue and renew annual state licenses required by proposed law for public institutions of higher education conducting raffles pursuant to proposed law.

Proposed law provides that the office may establish, assess, and collect \$75 for issuing or renewing a license for a public institution of higher education to conduct raffles.

Present law requires that the office familiarize the general public, and in particular members of organizations which conduct charitable games of chance, with present law and applicable regulations. Proposed law retains present law and includes public institutions of higher education conducting raffles.

Present law provides that the office is to adopt rules and regulations as are necessary to carry out the purposes and functions of the Charitable Raffles, Bingo and Gaming Law. Proposed law retains present law.

Present law provides that the governing authority of each municipality and parish shall decide whether charitable raffles, bingo, and keno shall be permitted within the limits of the boundaries. Proposed law retains present law but provides that these provisions are not applicable to raffles conducted by a public institution of higher education licensed pursuant to proposed law.

Proposed law provides that a public institution of higher education, when licensed as provided in proposed law, may hold and operate a raffle or raffles when the entire net proceeds are devoted to supporting the institution. Provides that the office of charitable gaming may license a public institution of higher education to hold and operate a raffle or raffles.

Provides that "public institution of higher education" includes each in-state public graduate and undergraduate institution, public junior and community college, public technical institute, and each separate school or department of the institution, college, or institute.

Provides that no municipal or parish governing authority shall require local licensure of an institution licensed pursuant to proposed law.

Provides that a public institution of higher education licensed to conduct a raffle shall be exempt from the other licensing and reporting requirements provided in present law.

Effective August 1, 2018.

(Amends R.S. 4:705(1), (9), and (10)(a) and 706(A) and (B); adds R.S. 4:705(2)(f) and 707.1)