SENATE FLOOR AMENDMENTS

2018 Regular Session

Amendments proposed by Senator Martiny to Reengrossed House Bill No. 484 by Representative Talbot

1 AMENDMENT NO. 1	1
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- 2 On page 1, delete lines 2 through 6 and insert:
- 3 "To amend and reenact R.S. 27:15(B)(1), 44(10), 205(12), and 353, and to enact R.S. 14:90(D) and 90.3(J), R.S. 18:1300.24, Chapter 6 of Title 27 of the Louisiana
- 5 Revised Statutes of 1950, to be comprised of R.S. 27:301 through 305, and 412.1,
- relative to sports wagering; to provide for a proposition election to authorize fantasy
- 7 sports and sports wagering in a parish; to provide for definitions; to provide for"
- 8 <u>AMENDMENT NO. 2</u>
- 9 On page 1, line 8, after "contests" insert "and sports wagering"
- 10 AMENDMENT NO. 3
- On page 3, delete lines 15 and 16 and insert:
- 12 "Section 2. R.S. 27:15(B)(1), 44(10), 205(12), and 353 are hereby amended and
- reenacted and R.S. 27:304 and 412.1 are hereby enacted to read as follows:"
- 14 AMENDMENT NO. 4
- On page 4, between lines 3 and 4 insert:
- 16 "§44. Definitions

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17 When used in this Chapter, the following terms shall mean:

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(10) "Game" means any banking or percentage game which is played with cards, dice, or any electronic, electrical, or mechanical device or machine for money, property, or any thing of value. "Game" does not include a lottery, bingo, pull tabs, raffles, electronic video bingo, cable television bingo, <u>or</u> dog race wagering, <u>or</u> "Game" shall include any wagering on any type of sports event, including but not limited to football, basketball, baseball, hockey, boxing, tennis, wrestling, jai alai, or other sports contest or event. Game shall also include racehorse wagering.

* *

§205. DefinitionsWhen used

When used in this Chapter, the following terms have these meanings:

29 * * *
30 (12) "Game" means any banking or

(12) "Game" means any banking or percentage game located exclusively within an official gaming establishment which is played with cards, dice, or any electronic, electrical, or mechanical device or machine for money, property, or any thing of value. Game "Game" does not include lottery, bingo, charitable games, raffles, electronic video bingo, pull tabs, cable television bingo, wagering on dog or horse races; "Game" shall include sports betting; or wagering on any type of sports event, inclusive including but not limited to football, basketball, baseball, hockey, boxing, tennis, wrestling, jai alai, or other sports contest or event.

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39 AMENDMENT NO. 5

- 40 On page 4, between lines 10 and 11 insert:
- 41 "* * *
- 42 §353. Definitions

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When used in this Chapter, the following terms shall have these meanings:

- (1) "Board" means Louisiana Gaming Control Board.
- (2) "Designated slot machine gaming area" means the contiguous area of an eligible live racing facility at which slot machine gaming may be conducted in accordance with the provisions of this Chapter, determined by measuring the area, in square feet, inside the interior walls of the licensed eligible facility, excluding any space therein in which gaming activities may not be conducted, such as bathrooms, stairwells, cage and beverage areas, and emergency evacuation routes of any width that meet or exceed the minimum size required by law.
 - (3) "Division" shall have the same meaning as that term defined in R.S. 27:3.
- (4) "Eligible facility" means no more than one facility in St. Landry Parish. Bossier Parish, Orleans Parish, and Calcasieu Parish at which the Louisiana State Racing Commission has licensed the conduct or at which the commission has approved the future licensing of the conduct of not less than eighty days within a consecutive twenty-week period each year of live horse race meetings, unless the commission approves the conduct of less than eighty days within a consecutive twenty-week period or a different consecutive or nonconsecutive period, whenever an eligible facility is prevented from conducting live racing as a result of a natural disaster, an act of God, force majeure, a catastrophe, or such other occurrence over which the eligible facility has no control. Such a determination by the commission shall not adversely affect the status of the eligible facility to conduct slot machine gaming. For the 2005 racing season, "eligible facility" shall also include the facility in St. Landry Parish that will not be able to meet such requirements due to repairs or construction to the racetrack which are necessary in order to protect the safety of riders and thoroughbred racehorses and to preserve the revenues to be received and distributed to the state and local governments at such facility or as otherwise provided in R.S. 4:214.1.
- (4.1)(5) "Emergency evacuation route" means those areas within the designated slot machine gaming area of a licensed eligible facility which are clearly defined and identified by the licensee as necessary and approved by the state fire marshal or other federal or state regulatory agency for the evacuation of patrons and employees from the facility, and from which and in which no gaming activity may occur.
- (6) "Game" means slot machine gaming or racehorse wagering or any wagering on any type of sports event, including but not limited to football, basketball, baseball, hockey, boxing, tennis, wrestling, jai alai, or other sports contest or event. "Game" shall not include a lottery, bingo, pull tabs, raffles, electronic video bingo, cable television bingo, or dog race wagering.
- (7) "Gaming activities" or "gaming operations" means the use, operation, or conducting of any game or gaming device at an eligible facility including all activities related to and integral to the operation and profitability of a eligible facility including accounting procedures and internal controls governing the licensee's operations.
- (8) "Gaming device" or "gaming equipment" means any equipment or mechanical, electro-mechanical, or electronic contrivance, component, or machine, including a slot machine, used directly or indirectly in connection with gaming or any game, which affects the result of a wager by determining wins or losses.
- (5)(9) "License" means the authorization applied for by or issued to the owner of an eligible facility by the board to conduct slot machine gaming at an eligible facility issued pursuant to the provisions of this Chapter. "License" also means the authorization issued by the board to a slot machine owner, a manufacturer, distributor, or a service technician to participate in slot machine gaming operations at eligible facilities.
 - (6)(10) "Licensee" means any person issued a license by the board.
- (7)(11) "Manufacturer" means any person who manufactures or assembles and programs slot machines for use in this state.
- (8)(12) "Net slot machine proceeds" means the total of all cash and property received by a licensee from slot machine gaming operations minus the amount of cash or prizes paid to winners.
- (9)(13) "Person" shall have the same meaning as that term defined in R.S. 27:3.

1	(10)(14) "Service technician" means any person other than a licensee or
2	manufacturer who repairs, services, inspects, or examines slot machines.
3	(11) Repealed by Acts 2001, No. 1222, §2, eff. July 2, 2001.
4	(12)(15) "Slot machine gaming" means the use, operation, offering, or
5	conducting of slot machines at an eligible facility in accordance with the provisions
6	of this Chapter.
7	(13)(16) "Taxable net slot machine proceeds" means "net slot machine
8	proceeds" less the amount of support, payment, or contributions required as provided
9	in R.S. 27:361(B)(4).
10	(14)(17) "Slot machine" means any mechanical, electrical, or other device,
11	contrivance, or machine which, upon insertion of a coin, token, or similar object
12	therein or upon payment of any consideration whatsoever, is available to play or
13	operate, the play or operation of which, whether by reason of the skill of the operator
14	or application of the element of chance, or both, may deliver or entitle the person
15	playing or operating the machine to receive cash, premiums, merchandise, tokens,
16	or anything of value, whether the payoff is made automatically from the machine or
17	in any other manner.
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19	§412.1 Sports event wagering
20	A. If approved in a referendum election in a parish, a qualified establishment
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22	licensed by the board for the operation of video draw poker devices may conduct
	sports betting or wagering on any type of sports event, including but not limited to
23	football, basketball, baseball, hockey, boxing, tennis, wrestling, jai alai, or other
24	sports contest or event.
25	B. The Louisiana Gaming Control Board shall promulgate rules and
26	regulations for the conduct of sports wagering by qualified establishments licensed
27	in accordance with this Chapter."
28	AMENDMENT NO. 6
29	On page 4, after line 28, insert:
29 30	On page 4, after line 28, insert: "Section 5. R.S. 18:1300.24 is hereby enacted to read as follows:
30	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows:
30	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure
30 31 32	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter
30 31 32 33	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the
30 31 32 33 34	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S.
30 31 32 33 34 35	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S. 18:402(B)(1), and as provided by law, to consider the proposition of whether sports
30 31 32 33 34 35 36	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S. 18:402(B)(1), and as provided by law, to consider the proposition of whether sports wagering shall be allowed as a form of gaming in a particular parish in the state of
30 31 32 33 34 35 36 37	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S. 18:402(B)(1), and as provided by law, to consider the proposition of whether sports wagering shall be allowed as a form of gaming in a particular parish in the state of Louisiana.
30 31 32 33 34 35 36 37 38	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S. 18:402(B)(1), and as provided by law, to consider the proposition of whether sports wagering shall be allowed as a form of gaming in a particular parish in the state of Louisiana. B. The proposition on the ballot shall be stated as follows: "Shall sports
30 31 32 33 34 35 36 37 38 39	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S. 18:402(B)(1), and as provided by law, to consider the proposition of whether sports wagering shall be allowed as a form of gaming in a particular parish in the state of Louisiana. B. The proposition on the ballot shall be stated as follows: "Shall sports wagering be a form of gaming allowed in this parish, pursuant to a gaming license
30 31 32 33 34 35 36 37 38 39 40	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S. 18:402(B)(1), and as provided by law, to consider the proposition of whether sports wagering shall be allowed as a form of gaming in a particular parish in the state of Louisiana. B. The proposition on the ballot shall be stated as follows: "Shall sports wagering be a form of gaming allowed in this parish, pursuant to a gaming license and with the prior approval of the Louisiana Gaming Control Board, all in
30 31 32 33 34 35 36 37 38 39 40 41	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S. 18:402(B)(1), and as provided by law, to consider the proposition of whether sports wagering shall be allowed as a form of gaming in a particular parish in the state of Louisiana. B. The proposition on the ballot shall be stated as follows: "Shall sports wagering be a form of gaming allowed in this parish, pursuant to a gaming license and with the prior approval of the Louisiana Gaming Control Board, all in accordance with Louisiana Gaming Control Law?"
30 31 32 33 34 35 36 37 38 39 40 41 42	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S. 18:402(B)(1), and as provided by law, to consider the proposition of whether sports wagering shall be allowed as a form of gaming in a particular parish in the state of Louisiana. B. The proposition on the ballot shall be stated as follows: "Shall sports wagering be a form of gaming allowed in this parish, pursuant to a gaming license and with the prior approval of the Louisiana Gaming Control Board, all in accordance with Louisiana Gaming Control Law?" C. In any particular parish, if a majority of those voting vote in favor of the
30 31 32 33 34 35 36 37 38 39 40 41 42 43	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S. 18:402(B)(1), and as provided by law, to consider the proposition of whether sports wagering shall be allowed as a form of gaming in a particular parish in the state of Louisiana. B. The proposition on the ballot shall be stated as follows: "Shall sports wagering be a form of gaming allowed in this parish, pursuant to a gaming license and with the prior approval of the Louisiana Gaming Control Board, all in accordance with Louisiana Gaming Control Law?" C. In any particular parish, if a majority of those voting vote in favor of the proposition, a license holder under Chapter 4, 5, 7, or 8 of Title 27 may engage in
30 31 32 33 34 35 36 37 38 39 40 41 42 43 44	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S. 18:402(B)(1), and as provided by law, to consider the proposition of whether sports wagering shall be allowed as a form of gaming in a particular parish in the state of Louisiana. B. The proposition on the ballot shall be stated as follows: "Shall sports wagering be a form of gaming allowed in this parish, pursuant to a gaming license and with the prior approval of the Louisiana Gaming Control Board, all in accordance with Louisiana Gaming Control Law?" C. In any particular parish, if a majority of those voting vote in favor of the proposition, a license holder under Chapter 4, 5, 7, or 8 of Title 27 may engage in sports wagering within that parish in the state of Louisiana. The license holder shall
30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S. 18:402(B)(1), and as provided by law, to consider the proposition of whether sports wagering shall be allowed as a form of gaming in a particular parish in the state of Louisiana. B. The proposition on the ballot shall be stated as follows: "Shall sports wagering be a form of gaming allowed in this parish, pursuant to a gaming license and with the prior approval of the Louisiana Gaming Control Board, all in accordance with Louisiana Gaming Control Law?" C. In any particular parish, if a majority of those voting vote in favor of the proposition, a license holder under Chapter 4, 5, 7, or 8 of Title 27 may engage in sports wagering within that parish in the state of Louisiana. The license holder shall remain subject to the licensing and regulatory authority of the Louisiana Gaming
30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S. 18:402(B)(1), and as provided by law, to consider the proposition of whether sports wagering shall be allowed as a form of gaming in a particular parish in the state of Louisiana. B. The proposition on the ballot shall be stated as follows: "Shall sports wagering be a form of gaming allowed in this parish, pursuant to a gaming license and with the prior approval of the Louisiana Gaming Control Board, all in accordance with Louisiana Gaming Control Law?" C. In any particular parish, if a majority of those voting vote in favor of the proposition, a license holder under Chapter 4, 5, 7, or 8 of Title 27 may engage in sports wagering within that parish in the state of Louisiana. The license holder shall remain subject to the licensing and regulatory authority of the Louisiana Gaming Control Board and the Louisiana Gaming Control Law.
30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S. 18:402(B)(1), and as provided by law, to consider the proposition of whether sports wagering shall be allowed as a form of gaming in a particular parish in the state of Louisiana. B. The proposition on the ballot shall be stated as follows: "Shall sports wagering be a form of gaming allowed in this parish, pursuant to a gaming license and with the prior approval of the Louisiana Gaming Control Board, all in accordance with Louisiana Gaming Control Law?" C. In any particular parish, if a majority of those voting vote in favor of the proposition, a license holder under Chapter 4, 5, 7, or 8 of Title 27 may engage in sports wagering within that parish in the state of Louisiana. The license holder shall remain subject to the licensing and regulatory authority of the Louisiana Gaming Control Board and the Louisiana Gaming Control Law. D. Except as provided in this Section, the election shall be conducted as
30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S. 18:402(B)(1), and as provided by law, to consider the proposition of whether sports wagering shall be allowed as a form of gaming in a particular parish in the state of Louisiana. B. The proposition on the ballot shall be stated as follows: "Shall sports wagering be a form of gaming allowed in this parish, pursuant to a gaming license and with the prior approval of the Louisiana Gaming Control Board, all in accordance with Louisiana Gaming Control Law?" C. In any particular parish, if a majority of those voting vote in favor of the proposition, a license holder under Chapter 4, 5, 7, or 8 of Title 27 may engage in sports wagering within that parish in the state of Louisiana. The license holder shall remain subject to the licensing and regulatory authority of the Louisiana Gaming Control Board and the Louisiana Gaming Control Law. D. Except as provided in this Section, the election shall be conducted as provided in Chapter 6-B of this Title, including but not limited to the provisions
30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S. 18:402(B)(1), and as provided by law, to consider the proposition of whether sports wagering shall be allowed as a form of gaming in a particular parish in the state of Louisiana. B. The proposition on the ballot shall be stated as follows: "Shall sports wagering be a form of gaming allowed in this parish, pursuant to a gaming license and with the prior approval of the Louisiana Gaming Control Board, all in accordance with Louisiana Gaming Control Law?" C. In any particular parish, if a majority of those voting vote in favor of the proposition, a license holder under Chapter 4, 5, 7, or 8 of Title 27 may engage in sports wagering within that parish in the state of Louisiana. The license holder shall remain subject to the licensing and regulatory authority of the Louisiana Gaming Control Board and the Louisiana Gaming Control Law. D. Except as provided in this Section, the election shall be conducted as
30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S. 18:402(B)(1), and as provided by law, to consider the proposition of whether sports wagering shall be allowed as a form of gaming in a particular parish in the state of Louisiana. B. The proposition on the ballot shall be stated as follows: "Shall sports wagering be a form of gaming allowed in this parish, pursuant to a gaming license and with the prior approval of the Louisiana Gaming Control Board, all in accordance with Louisiana Gaming Control Law?" C. In any particular parish, if a majority of those voting vote in favor of the proposition, a license holder under Chapter 4, 5, 7, or 8 of Title 27 may engage in sports wagering within that parish in the state of Louisiana. The license holder shall remain subject to the licensing and regulatory authority of the Louisiana Gaming Control Board and the Louisiana Gaming Control Law. D. Except as provided in this Section, the election shall be conducted as provided in Chapter 6-B of this Title, including but not limited to the provisions
30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49	"Section 5. R.S. 18:1300.24 is hereby enacted to read as follows: §1300.24. Sports wagering gaming election; procedure A. A statewide referendum election, to the extent required by this Chapter and Article XII, Section 6 of the Constitution of Louisiana, shall be called at the primary congressional election to be held on November 6, 2018, pursuant to R.S. 18:402(B)(1), and as provided by law, to consider the proposition of whether sports wagering shall be allowed as a form of gaming in a particular parish in the state of Louisiana. B. The proposition on the ballot shall be stated as follows: "Shall sports wagering be a form of gaming allowed in this parish, pursuant to a gaming license and with the prior approval of the Louisiana Gaming Control Board, all in accordance with Louisiana Gaming Control Law?" C. In any particular parish, if a majority of those voting vote in favor of the proposition, a license holder under Chapter 4, 5, 7, or 8 of Title 27 may engage in sports wagering within that parish in the state of Louisiana. The license holder shall remain subject to the licensing and regulatory authority of the Louisiana Gaming Control Board and the Louisiana Gaming Control Law. D. Except as provided in this Section, the election shall be conducted as provided in Chapter 6-B of this Title, including but not limited to the provisions providing for notice to the public as provided by law."

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effective on August 1, 2018."

SFAHB484 DUCHARMM 3835

- 1 AMENDMENT NO. 8
- 2 On page 5, line 3, change "6" to "7"
- 3 AMENDMENT NO. 9
- 4 On page 5, line 7, change "7" to "8"