

**HOUSE COMMITTEE AMENDMENTS**

2019 Regular Session

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 153 by Senator Martiny

1 AMENDMENT NO. 1

2 In Amendment No. 2 by the House Committee on Administration of Criminal Justice  
3 (#3080), on page 1, line 4, after the open quote " " and before "and R.S. 46:1816(B)(6)  
4 insert "and 402"

5 AMENDMENT NO. 2

6 On page 1, delete line 6 in its entirety and insert the following:

7 "R.S. 27:3(25) and (26), 15(B)(8)(c), 29.2.1, 406(D), 412(D), and 430(F)(3), and  
8 Chapter 10 of Title 27 of the"

9 AMENDMENT NO. 3

10 On page 1, line 17, after "372(B) and (C)," delete the remainder of the line and insert  
11 "375(D), and 402 are hereby amended and"

12 AMENDMENT NO. 4

13 On page 2, delete line 1 in its entirety and insert the following:

14 "reenacted and R.S. 27:3(25) and (26), 15(B)(8)(c), 29.2.1, 406(D), 412(D), and  
15 430(F)(3), and Chapter 10 of Title 27 of"

16 AMENDMENT NO. 5

17 On page 4, line 6, change "~~27:44(15) or 353(5),~~" to "27:44(15), 353(5), or 412(B),"

18 AMENDMENT NO. 6

19 On page 4, line 9, change "~~27:44(15) or 353(5),~~" to "27:44(15), 353(5), or 412(B),"

20 AMENDMENT NO. 7

21 On page 4, line 17, change "~~R.S. 27:44(15) or 353(5) or~~" to "R.S. 27:44(15), 353(5), or  
22 412(B) or"

23 AMENDMENT NO. 8

24 On page 4, between lines 20 and 21, insert the following:

25 "(3) For purposes of this Title, notwithstanding any provision of law to  
26 the contrary, a sports wagering service provider for any licensed establishment  
27 under R.S. 27:412(B) shall also be licensed pursuant to R.S. 27:401 et seq."

1 AMENDMENT NO. 9

2 On page 5, delete line 2 in its entirety and insert the following:

3 "D. The holder of a license as defined in R.S. 27:44, ~~or 353, or 412(B), or~~  
4 the casino"

5 AMENDMENT NO. 10

6 On page 12, between lines 2 and 3, insert the following:

7 §402. Definitions

8 As used in this Chapter, the following words and phrases shall have the  
9 following meanings unless the context clearly indicates otherwise:

10 (1) "Board" means the Louisiana Gaming Control Board, as established by  
11 R.S. 27:11.

12 (2) "Certified technicians level one" means qualified service personnel  
13 trained by a manufacturer, distributor, or other qualified entity, or in a training  
14 program approved by the division, who are capable of clearing paper or money jams,  
15 changing paper contained within the video draw poker devices, or retrieving money  
16 from video draw poker devices.

17 (3) "Certified technicians level two" means qualified service personnel  
18 trained by a manufacturer, distributor, or other qualified entity, or in a training  
19 program approved by the division, who are capable of clearing paper or money jams,  
20 changing paper contained within the video draw poker devices, or retrieving money  
21 from video draw poker devices, performing any repairs, parts replacements,  
22 maintenance, cleaning, and other matters related to servicing of video draw poker  
23 devices.

24 **(4) "Designated area" means the area in a licensed establishment where**  
25 **video draw poker or sports wagering may take place, as approved by the**  
26 **division.**

27 ~~(4)(5)~~ "Device operation" means the privilege of operating a video draw  
28 poker device in accordance with the provisions of this Chapter.

29 ~~(5)(6)~~ "Device owner" means a person other than a distributor, who owns  
30 and operates, maintains, repairs, or services one or more video draw poker devices  
31 in licensed establishments.

32 ~~(6)(7)~~ "Distributor" means any person who buys, sells, leases, services, or  
33 repairs video draw poker devices and provides a facility for the inspection of those  
34 devices as required by the division.

35 ~~(7)(8)~~ "Division" shall have the same meaning as that term defined in R.S.  
36 27:3.

37 ~~(8)(9)~~ "Hotel" or "motel" means an operating commercial establishment  
38 which possesses all appropriate licensing as a hotel or motel and which is engaged  
39 primarily in the renting of rooms, generally at a daily rate basis, which provides  
40 overnight lodging to the general public.

41 ~~(9)(10)~~ "Institutional investor" means a person that is:

42 (a) A plan or trust established and maintained by the United States  
43 government, a state, a political subdivision of a state for the benefit of their  
44 respective employees.

45 (b) An investment company that is registered under the Investment Company  
46 Act of 1940.

47 (c) A collective investment trust organized by a bank under Part Nine of the  
48 rules of the Comptroller of the Currency.

49 (d) A closed end investment trust registered with the United States Securities  
50 and Exchange Commission.

51 (e) A mutual fund.

52 (f) A life insurance company or property and casualty insurance company.

53 (g) A federal or state bank.

1 (h) An investment advisor registered under the Investment Advisors Act of  
 2 1940.

3 ~~(10)~~**(11)** "Licensed establishment" means an establishment that has a Class  
 4 A-General retail permit or a Class A-Restaurant permit as defined in Part II of  
 5 Chapter 1 or Part II of Chapter 2 of Title 26 of the Louisiana Revised Statutes of  
 6 1950, for the sale of alcoholic beverages for on-premises consumption or a Louisiana  
 7 state racing commission licensed race track, pari-mutuel wagering facility, or  
 8 offtrack wagering facility, or a qualified truck stop facility as defined in R.S. 27:417.  
 9 Licensed establishment shall not include any premises leased to or utilized by a bona  
 10 fide nonprofit organization for the conducting of charitable gaming nor any  
 11 convenience store, quick-stop, food-mart, service station, grocery store, barber shop,  
 12 laundromat/washateria, package or discount liquor/cigarette establishment, movie  
 13 theater, or beauty shop.

14 ~~(11)~~**(12)** "Manufacturer" means any person who manufactures or assembles  
 15 and programs video draw poker devices for use in this state.

16 ~~(12)~~**(13)** "Net device revenue" means the gross revenue of a device less the  
 17 value of prizes paid as shown on the meters of the device.

18 ~~(13)~~**(14)** "Person" shall have the same meaning as that term defined in R.S.  
 19 27:3.

20 ~~(14)~~**(15)** "Restaurant, bar, tavern, cocktail lounge, or club" means an  
 21 operating establishment primarily engaged in the retail sale of prepared foods or the  
 22 sale of alcoholic beverages for on-premises or immediate consumption that has been  
 23 granted a Class A-General retail permit or a Class A-Restaurant permit, as defined  
 24 in Part II of Chapter 1 or Part II of Chapter 2 of Title 26 of the Louisiana Revised  
 25 Statutes of 1950, for the sale of alcoholic beverages for on-premises consumption.

26 ~~(15)~~**(16)** "Service entity" means any person other than a distributor or device  
 27 owner who repairs, services, inspects, or examines video draw poker devices.

28 ~~(16)~~**(17)** "Suitability", "suitable", or "suitability requirements" means the  
 29 criteria provided for in R.S. 27:427.

30 ~~(17)~~**(18)** "Video draw poker device" means any unit, mechanism, or device  
 31 authorized pursuant to the provisions of this Chapter, that, upon insertion of a ticket  
 32 voucher or cash, is available to play or simulate the play of the game of draw poker,  
 33 or other card games approved by the division utilizing a video display and  
 34 microprocessors in which the player may win games or credits that can be redeemed  
 35 for cash only. The term does not include a device that directly dispenses coins, cash,  
 36 tokens, or any thing else of value, except the ticket voucher required in accordance  
 37 with the provisions of this Chapter. The term does not include any device authorized  
 38 to be used in the conducting of charitable gaming. The term does not include any  
 39 slot machine as defined in R.S. 27:353.

40 ~~(18)~~**(19)** "Video draw poker" means any card game approved by the division  
 41 that utilizes one deck of cards per hand with multiple hands permitted per game.

42 ~~(19)~~**(20)** "Video draw poker employee" means a person issued a permit  
 43 pursuant to the provisions of R.S. 27:445.

44 \* \* \*

45 §406. Ticket vouchers and accounting tickets

46 \* \* \*

47 **D. Notwithstanding any provision of law to the contrary, if the licensed**  
 48 **establishment is issued a sports wagering certificate by the board to conduct**  
 49 **sports wagering on a gaming device in accordance with Chapter 10 of this Title,**  
 50 **sports wagers at the licensed establishment shall be made in cash or through a**  
 51 **person's verified wagering account.**

52 \* \* \*

53 §412. State license qualifications; types of licenses

54 \* \* \*

55 **D.(1) Any establishment licensed pursuant to Subsection B of this**  
 56 **Section may also apply for a sports wagering certificate pursuant to Chapter 10**  
 57 **of this Title.**

58 **(2) For a licensed establishment that obtains a sports wagering**  
 59 **certificate pursuant to Chapter 10 of this Title, each gaming device operated**

1 shall count as one video draw poker device. No licensed establishment shall  
2 have more than the allotted number provided for under Subsection B of this  
3 Section.

4 \* \* \*

5 §430. Rules and regulations; reporting to board or division

6 \* \* \*

7 F.

8 \* \* \*

9 (3) If the holder of a license, as defined in R.S. 27:412(B), is issued a  
10 sports wagering certificate by the board to conduct sports wagering in  
11 accordance with Chapter 10 of this Title, the board may establish by rule  
12 criteria for the physical placement of self-service sports wagering machines or  
13 self-service kiosks or window spaces where sports wagers are accepted and any  
14 equipment associated in the designated area approved by the board.

15 \* \* \*

16 AMENDMENT NO. 11

17 On page 12, after "at a" delete the remainder of the line in its entirety and insert "casino,  
18 riverboat, eligible facility, licensed establishment,"

19 AMENDMENT NO. 12

20 On page 14, line 11, change "R.S. 27:44 or 353" to "R.S. 27:44, 353, or 412(B)"

21 AMENDMENT NO. 13

22 On page 14, line 28, change "R.S. 27:44 or 353" to "R.S. 27:44, 353, or 412(B)"

23 AMENDMENT NO. 14

24 On page 15, line 1, after "at its" delete the remainder of the line and insert "casino,  
25 riverboat, eligible facility, licensed establishment, or the official"

26 AMENDMENT NO. 15

27 On page 15, line 5, change "R.S. 27:44 or 353" to "R.S. 27:44, 353, or 412(B)"

28 AMENDMENT NO. 16

29 On page 15, at the end of line 20, insert a comma ","

30 AMENDMENT NO. 17

31 On page 15, at the beginning of line 21, change "or 353" to "353, or 412(B)"

32 AMENDMENT NO. 18

33 On page 15, line 22, after "for its" delete the remainder of the line in its entirety and insert  
34 "casino, riverboat, eligible facility, licensed establishment, or the official gaming  
35 establishment"

1 AMENDMENT NO. 19

2 In Amendment No. 11 by the House Committee on Administration of Criminal Justice  
3 (#3080), on page 2, line 23 after "to" delete the remainder of the line in its entirety and insert  
4 "**casino's, riverboat's, licensed establishment's, eligible**"

5 AMENDMENT NO. 20

6 In Amendment No. 12 by the House Committee on Administration of Criminal Justice  
7 (#3080), on page 2, at the beginning of line 28, delete "**riverboat,**" and insert "**casino,**  
8 **riverboat, licensed establishment,**"

9 AMENDMENT NO. 21

10 On page 17, at the end of line 21, insert a comma " ,"

11 AMENDMENT NO. 22

12 On page 17, at the beginning of line 22 insert "**licensed establishment,**"

13 AMENDMENT NO. 23

14 In Amendment No. 13 by the House Committee on Administration of Criminal Justice  
15 (#3080), on page 2, line 31, after "to" delete the remainder of the line and insert "**casino's,**  
16 **riverboat's, licensed establishment's, eligible**"

17 AMENDMENT NO. 24

18 On page 18, line 1, after "**of a**" delete the remainder of the line in its entirety and insert  
19 "**casino, riverboat, eligible facility, licensed establishment, or the official gaming**"

20 AMENDMENT NO. 25

21 On page 18, delete line 26 in its entirety and insert "**casino, riverboat, eligible facility,**  
22 **licensed establishment, or the official gaming establishment, as that area is**"