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## DIGEST

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HB 368 Engrossed

2020 Regular Session

Mack

**Abstract:** Relative to qualified truck stop facilities, authorizes such facilities to apply for a waiver from the La. Gaming Control Board if 50% or more of the facility is destroyed by reasons of force majeure or catastrophic event and if certain conditions are met.

Present law provides for the operation of video draw poker devices at qualified truck stop facilities. Provides that the number of video draw poker devices placed at a qualified truck stop facility shall be based on the average monthly fuel sales calculated quarterly for the first year of operation and, thereafter, shall be based upon the average monthly fuel sales calculated annually using a calendar year as follows:

- (1) 100,000 gallons of fuel - not more than 50 devices.
- (2) 75,000 gallons of fuel - not more than 40 devices.
- (3) 50,000 gallons of fuel - not more than 35 devices.

Present law provides that a qualified truck stop facility, except a qualified truck stop facility located within a radius of 12 miles or less from the location of the official gaming establishment in Orleans Parish, which complies or has complied with one of the fuel sales requirements of present law for five consecutive years shall be permitted to retain the number of devices it operated during the same consecutive five-year period provided it continues to sell a monthly average of 50,000 gallons of fuel.

Proposed law retains present law and adds that if for reasons of force majeure or other catastrophic event, 50% or more of a qualified truck stop facility is destroyed and must be rebuilt according to local, state, or federal basic flood elevation standards, which would inhibit the facility's ability to meet the fuel requirements of present law, such qualified truck stop facility that has been in operation for 10 or more years and has maintained fuel sales in compliance with present law, shall offer fuel for sale, but may apply to the gaming control board for a waiver of the fuel requirements in present law.

(Adds R.S. 27:416(C)(3)(c))

### Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Administration of Criminal

Justice to the original bill:

1. Provide that any qualified truck stop facility that is required to rebuild pursuant to proposed law shall be in accordance with local, state, or federal basic flood elevation standards rather than building code standards.