

SENATE BILL NO. 285

BY SENATOR SMITH

1 AN ACT

2 To amend and reenact 14:90.4(B), R.S. 26:80(F)(1)(b), 280(A)(7) and (F)(1)(b), and R.S.  
3 27:3(20) and (21), 11(G), and 29.3(A)(1), relative to the gaming control board; to  
4 provide relative to video draw poker laws and non-gaming suppliers; to provide for  
5 technical changes to cross reference with current law; to provide for authorization  
6 to allow the board to publicly meet via video conferencing; to provide for notice of  
7 the video conference on its website; to provide for a mechanism to receive public  
8 comment; to provide for definitions; to provide for discretion of the gaming control  
9 board relative to non-gaming suppliers; to provide for an effective date; and to  
10 provide for related matters.

11 Be it enacted by the Legislature of Louisiana:

12 Section 1. R.S. 14:90.4(B) is hereby amended and reenacted to read as follows:

13 §90.4. Unlawful playing of video draw poker devices by persons under the age of  
14 twenty-one; penalty

15 \* \* \*

16 B. For purposes of this Section, "video draw poker device" means a device,  
17 as defined in R.S. ~~27:301(B)(15)~~ **27:402**, placed in an establishment licensed for  
18 operation and regulated under the applicable provisions of Chapter ~~6~~ **8** of Title 27 of  
19 the Louisiana Revised Statutes of 1950.

20 \* \* \*

21 Section 2. R.S. 26:80(F)(1)(b) and 280(A)(7) and (F)(1)(b) are hereby amended and  
22 reenacted to read as follows:

23 §80. Qualifications of applicants for permits

24 \* \* \*

25 F.(1) \* \* \*

26 (b) The provisions of Subparagraph(a) of this Paragraph shall not apply to  
27 any applicant who is also applying for a video gaming license under the provisions

1 of Chapter ~~6~~ 8 of Title 27 of the Louisiana Revised Statutes of 1950.

2 \* \* \*

3 §280. Qualifications of applicants for permits

4 A. Applicants for state and local permits of all kinds shall demonstrate that  
5 they meet the following qualifications and conditions:

6 \* \* \*

7 (7) If the applicant is also applying for a video gaming license under the  
8 provisions of Chapter ~~6~~ 8 of Title 27 of the Louisiana Revised Statutes of 1950, have  
9 not been convicted in this or in any other state or by the United States or any other  
10 country of theft or any crime involving false statements or declarations, or gambling  
11 as defined by the laws and ordinances of any municipality, any parish, any state, or  
12 the United States.

13 \* \* \*

14 F.(1) \* \* \*

15 (b) The provisions of Subparagraph (a) of this Paragraph shall not apply to  
16 any applicant who is also applying for a video gaming license under the provisions  
17 of Chapter ~~6~~ 8 of Title 27 of the Louisiana Revised Statutes of 1950.

18 \* \* \*

19 Section 3. R.S. 27:3(20) and (21), 11(G), and 29.3(A)(1) are hereby amended and  
20 reenacted to read as follows:

21 §3. Definitions

22 For the purposes of this Title, the following terms have the following  
23 meanings, unless the context clearly indicates otherwise:

24 \* \* \*

25 (20) "Permit" means any permit or authorization, or application therefor,  
26 issued pursuant to the provisions of this Title except Chapter ~~6~~ 8.

27 (21) "Permittee" means any person who is issued or applying for a permit  
28 pursuant to the provisions of this Title except Chapter ~~6~~ 8.

29 \* \* \*

30 §11. Louisiana Gaming Control Board; creation; members; terms; meetings

\* \* \*

1  
2           G.(1) All meetings of the board shall be open and subject to the provisions  
3 of R.S. 42:11 et seq. A record of all proceedings at regular and special meetings of  
4 the board shall be kept and shall be open to public inspection, except as otherwise  
5 provided by this Title or in R.S. 42:17.

6           **(2) Notwithstanding any other provision of law to the contrary, the board**  
7 **may conduct, and its members may attend and participate in an emergency**  
8 **meeting occurring via video conference as the chairman determines to be**  
9 **necessary.**

10           **(a) No later than twenty-four hours prior to a meeting conducted**  
11 **pursuant to the provisions of this Paragraph, the board shall provide for the**  
12 **following:**

13           **(i) The notice and agenda for the meeting, which shall be posted on the**  
14 **board's website and emailed to any member of the public or the news media**  
15 **who requests notice of the board meeting.**

16           **(ii) The notice and agenda shall provide detailed information regarding**  
17 **how members of the public may participate in the meeting and submit**  
18 **comments regarding matters on the agenda.**

19           **(iii) The agenda shall contain only those matters that are essential to the**  
20 **ongoing operations of the board as determined by the chairman.**

21           **(iv) The agenda shall be unanimously adopted by a quorum of the board**  
22 **at the beginning of any emergency meeting conducted by video conference.**

23           **(b) For each meeting conducted pursuant to this Paragraph:**

24           **(i) The board shall provide a mechanism to receive public comment**  
25 **electronically prior to and during the meeting.**

26           **(ii) The board shall properly identify and acknowledge all public**  
27 **comments during the meeting and shall maintain those comments in the record**  
28 **of the meeting.**

29           **(iii) The chairman shall ensure that each person participating in the**  
30 **meeting is properly identified.**

1                    (iv) The chairman shall ensure that all parts of the meeting, excluding  
 2                    any matter discussed in executive session, are clear and audible to all  
 3                    participants in the meeting, including the public.

4                    (c) For the purpose of this Paragraph, "video conference" means a  
 5                    method of communication which enables persons in different locations to  
 6                    participate in a meeting and to see, hear, and communicate with each other.

7                    (d) At no time shall the board conduct more than two consecutive  
 8                    emergency meetings by video conference except when the meeting is held during  
 9                    or subject to a gubernatorially declared disaster or pursuant to the emergency  
 10                    provisions as provided in R.S. 42:17.1.

11                    \*           \*           \*

12                    §29.3. Non-gaming supplier permit

13                    A.(1) The division shall issue a non-gaming supplier permit to suitable  
 14                    persons who furnish services or goods and receive compensation or remuneration for  
 15                    such goods or services to the holder of a license as defined in R.S. 27:44 or 353, or  
 16                    the casino gaming operator, or a sports wagering operator as defined in R.S. 27:602.  
 17                    The board shall promulgate rules establishing the threshold amount of goods and  
 18                    services for which a non-gaming supplier permit is required. The board may limit  
 19                    the calculation of compensation or remuneration based on goods and services  
 20                    related to operations in Louisiana. Such services include but are not limited to  
 21                    industries offering goods or services whether or not directly related to gaming  
 22                    activity, including junket operators and limousine services contracting with the  
 23                    holder of a license as defined in R.S. 27:44 or 353, or the casino gaming operator,  
 24                    or a sports wagering operator as defined in R.S. 27:602, suppliers of food and  
 25                    nonalcoholic beverages, gaming employee or dealer training schools, garbage  
 26                    handlers, vending machine providers, linen suppliers, or maintenance companies.  
 27                    Any employee or dealer training school, other than employee or training schools  
 28                    conducted by a licensee, or the casino gaming operator, shall be conducted at an  
 29                    institution approved by the Board of Regents or the State Board of Elementary and  
 30                    Secondary Education.

1  
2  
3  
4

\* \* \*

Section 4. This Act shall become effective on July 1, 2022; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval by the legislature or July 1, 2022, whichever is later.

\_\_\_\_\_  
PRESIDENT OF THE SENATE

\_\_\_\_\_  
SPEAKER OF THE HOUSE OF REPRESENTATIVES

\_\_\_\_\_  
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_