
The original instrument was prepared by Michelle Ducharme. The following digest, which does not constitute a part of the legislative instrument, was prepared by Dawn Romero Watson.

DIGEST

Michot (SB 364)

Present law provides that no license shall be issued for any truck stop facility located, at the time application is made for a license to operate video draw poker devices, within 2,500 feet of any property that is on the National Historic Registry, any public playground, or a building used exclusively as a church, synagogue, public library, or school. Present law provides an exception to truck stop facilities previously applied for and licensed as of January 1, 2008. Provides another exception for applicants for licenses who applied with the local governing authority of the parish where the truck stop facility is located for a certificate of compliance with applicable zoning ordinances and building codes and a statement of approval for the operation of video draw poker devices at a truck stop facility as required by law or has applied with the appropriate authority for a building permit prior to January 1, 2008.

Present law provides that in municipalities and in unincorporated areas which are divided into subdivisions with streets, blocks, and sidewalks, this distance shall be measured as a person walks using the sidewalk from the nearest point of the property line of the property on the National Historic Registry, public playground, church, synagogue, public library, or school to the nearest point of the premises to be licensed.

Present law provides that outside of municipalities and unincorporated areas which are not divided into subdivisions with streets, blocks, or sidewalks, the measurement of this distance shall be a straight line from the nearest point of the truck stop facility to the nearest point of the church, synagogue, or school.

Proposed law does not distinguish between municipalities and unincorporated areas which are divided into subdivisions and those that are not and provides that the measurement of distance for both shall be a straight line from the nearest point of the truck stop facility to the nearest point of the church, synagogue, or school.

Present law provides that no license shall be issued for any truck stop facility located, at the time application is made for a license to operate video draw poker devices, within 2,500 feet of any residential property except as provided by law. Present law provides an exception for facilities previously applied for or were licensed as of June 1, 2010. Proposed law provides that the distance required in present law shall be a straight line from the truck stop facility to the nearest point of the residential property.

Effective June 1, 2010.

(Amends R.S. 27:306(C)(2) and (C)(5)(a)(i))