



1 noncommercial circumstances, such as road or other governmental construction  
 2 projects contiguous to, or otherwise ~~directly~~ affecting the fuel sales of the qualified  
 3 truck stop facility as determined by the division, the facility shall continue to be  
 4 authorized to place and operate the same number of devices **as operated** ~~based upon~~  
 5 ~~the last average calculation of monthly fuel sales reports~~ prior to the interruption in  
 6 the fuel sales. Upon resolution of the reasons causing the reduction in fuel sales, the  
 7 division shall use the next three months of monthly fuel sales reports to determine  
 8 the number of devices authorized to be placed and operated at the facility.

9 Section 2. This Act shall become effective upon signature by the governor or, if not  
 10 signed by the governor, upon expiration of the time for bills to become law without signature  
 11 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
 12 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
 13 effective on the day following such approval.

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The original instrument was prepared by Cathy R. Wells. The following  
 digest, which does not constitute a part of the legislative instrument, was  
 prepared by Jerry J. Guillot.

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#### DIGEST

Brown (SB 141)

Present law authorizes up to 25 video poker machines be temporarily placed at a truck stop facility upon such facility meeting the licensing and amenity requirements provided by law. Present law provides that the number of video poker machines that will be finally placed in such facility is based on the average monthly fuel sales from the first three months of operation. For each calendar year thereafter, the number of video draw poker devices placed at the qualified truck stop facility is based upon the average fuel sales calculated annually.

Present law allows a qualified truck stop facility to temporarily continue operating the number of devices it was operating prior to an interruption in fuel sales when such interruption was caused by reasons of force majeure or due to other noncommercial circumstances such as road or other governmental construction projects contiguous to, or otherwise directly affecting fuel sales, as determined by the gaming division of the office of state police.

Proposed law restricts temporary authority for devices in instances of fuel sales interrupted by force majeure and road or other governmental construction projects to qualified truck stop facilities that have been licensed for one year and met fuel sale requirements during that year. Proposed law allows such affected facilities to place and operate the same number of machines prior to the interruption in fuel sales.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 27:421(B))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary B to the original bill

1. Changes application of proposed law from a facility meeting the fuel sale requirements to operate the maximum numbers of devices to a facility meeting the fuel sale requirement to operate a certain number of devices.