

2015 Regular Session

SENATE BILL NO. 131

BY SENATORS JOHNS, MORRISH AND JOHN SMITH AND REPRESENTATIVES
KLECKLEY AND HENSGENS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

GAMING. Provides that an elected public official can do business with gaming licensees as a non-key gaming employee. (gov sig)

AN ACT

To enact R.S. 27:96(A)(2)(c), relative to the Louisiana Riverboat Economic Development and Gaming Control Act; to authorize certain elected public officials to engage in the business activities with a gaming licensee as non-key gaming employee under certain circumstances; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 27:96(A)(2)(c) is hereby enacted to read as follows:

§96. Contracts prohibited; gaming operator; public officials; penalties

A.(1) * * *

(2)(a) * * *

(c)(i) In the event the employment of a non-key gaming employee of a licensee, or any employee whose employment duties do not require or authorize access to designated gaming areas of a licensee as defined in R.S. 27:44(13) or R.S. 27:353(6), who is also an elected public official is terminated for any reason, nothing contained in this Section or in any other provision of law shall prohibit the elected public official from obtaining employment as a non-key gaming employee, or any employee whose employment duties do not require or

1 authorize access to designated gaming areas of a licensee as defined in R.S.
 2 27:44(13) or R.S. 27:353(6), with another licensee while holding or seeking
 3 elective office. The subsequent employment shall not be prohibited based on
 4 any lapse of time between employment with any licensee.

5 (ii) The provisions of this Subparagraph shall apply to any non-key
 6 gaming employee of any licensee, or any employee whose employment duties do
 7 not require or authorize access to designated gaming areas of a licensee as
 8 defined in R.S. 27:44(13) or R.S. 27:353(6), who is also an elected public official
 9 or seeking an elective office regardless of the date the employee was terminated
 10 or the date the employee, or any employee whose employment duties do not
 11 require or authorize access to designated gaming areas of a licensee as defined
 12 in R.S. 27:44(13) or R.S. 27:353(6), was hired as a non-key gaming employee by
 13 another licensee.

14 * * *

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

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 Ashley Menou.

DIGEST

SB 131 Engrossed 2015 Regular Session Johns

Present law, relative to the La. Riverboat Economic Development and Gaming Control Act, prohibits certain elected public officials from engaging in any business activity with a licensee except as a patron, a performing professional musician, or except as follows:

- (1) An elected public official who is a member of a governing authority of a parish who was elected to his initial term in 2004 may engage in any business activity with a licensee if he is a non-key gaming employee as defined by law, if such employment commenced at least four years prior to holding elective public office; or
- (2) An elected public official who is a member of a school board who took his oath of office for his initial term in 2004 may engage in any business activity with a licensee if he is a non-key gaming employee as defined by law, if such employment

commenced at least two years prior to Aug. 1, 2004.

Proposed law retains current law and authorizes an elected public official who is also a non-key gaming employee of a licensee, or any employee whose employment duties do not require or authorize access to designated gaming areas of a licensee, whose employment is terminated for any reason to obtain employment as a non-key gaming employee, or any employee whose employment duties do not require or authorize access to designated gaming areas of a licensee, with another licensee while holding or seeking elective office regardless of the length of the lapse of time between employment.

Proposed law applies to any non-key gaming employee of any licensee, or any employee whose employment duties do not require or authorize access to designated gaming areas of a licensee, who is also an elected public official or seeking an elective office regardless of the date the employee was terminated or the date the employee was hired as a non-key gaming employee, any employee whose employment duties do not require or authorize access to designated gaming areas of a licensee, by another licensee.

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

(Adds R.S. 27:96(A)(2)(c))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Senate and Governmental Affairs to the original bill

1. Adds employees whose employment duties do not require or authorize access to designated gaming areas of a licensee as defined by law to those employees authorized to obtain employment as a non-key employee while holding or seeking elective office regardless of the length of the lapse of time between employment.
2. Adds employees whose employment duties do not require or authorize access to designated gaming areas of a licensee as defined by law to those employees who are also an elected public official or seeking an elective office regardless of the date the employee was terminated or the date the employee was hired as a non-key gaming employee or employee whose duties do not require or authorize access to designated gaming areas of a licensee as defined by law.