

Regular Session, 2009

SENATE BILL NO. 273

BY SENATOR MARTINY

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

GAMING. Adds restrictions for qualified truck stop facilities. (8/15/09)

1 AN ACT

2 To enact R.S. 27:306(C)(2)(a)(iii) and (5), relative to the Video Draw Poker Devices Control

3 Law; to provide relative to the requirements for qualified truck stop facilities; and

4 to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 27:306(C)(2)(a)(iii) and (5) are hereby amended and reenacted to

7 read as follows:

8 §306. State license qualifications; limitations; right to hearing

9 C. * * *

10 (2)(a) * * *

11 **(iii) Notwithstanding any provision of law to the contrary, no license**

12 **shall be issued for any truck stop facility unless previously applied for or**

13 **licensed as of January 1, 2010, located, at the time application is made for a**

14 **license to operate video draw poker devices, within two thousand five hundred**

15 **feet of any residential property unless the applicant for license has applied prior**

16 **to January 1, 2010, with the local governing authority of the parish where the**

17 **truck stop is located for a certificate of compliance with applicable zoning**

1 **ordinances and building codes and a statement of approval for the operation of**
 2 **video draw poker devices at a truck stop facility as required by R.S. 27:324(C)**
 3 **or has applied with the appropriate authority for a building permit prior to**
 4 **January 1, 2010.**

* * *

6 **(5) No license shall be issued for any truck stop facility to an applicant**
 7 **who has applied with the local governing authority where the truck stop is**
 8 **located for a building permit prior to August 1, 2009, and who has described the**
 9 **boundaries of the proposed truck stop facility within that application, for any**
 10 **truck stop facility located outside the boundaries described in that application**
 11 **if the location of the proposed truck stop facility is within two thousand five**
 12 **hundred feet of any residential property.**

* * *

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michelle Ducharme.

DIGEST

Present law provides for qualifications of qualified truck stop facilities.

Proposed law provides that notwithstanding any provision of law to the contrary, no license shall be issued for any truck stop facility unless previously applied for or licensed as of January 1, 2010, located, at the time application is made for a license to operate video draw poker devices, within 2,500 feet of any residential property unless the applicant for license has applied prior to January 1, 2010, with the local governing authority of the parish where the truck stop 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, 2010.

Proposed law further provides that no license shall be issued for any truck stop facility to an applicant who has applied with the local governing authority where the truck stop is located for a building permit prior to August 1, 2009, and who has described the boundaries of the proposed truck stop facility within that application, for any truck stop facility located outside the boundaries described in that application if the location of the proposed truck stop facility is within 2,500 feet of any residential property.

Effective August 15, 2009.

(Adds R.S. 27:306(C)(2)(a)(iii) and (5))