
DIGEST

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Martiny

SB No. 273

Present law provides for qualifications of certain truck stop facilities seeking to operate video draw poker devices.

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 June 1, 2010, located, at the time application is made for a license to operate video draw poker devices, within 2,500 feet of any designated residential district unless the applicant for license has applied prior to June 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 June 1, 2010.

Proposed law further provides if a parish or municipality does not have a zoning ordinance which designates certain property within their jurisdiction as residential districts, the governing authority of the parish or municipality shall have the authority to designate to certain areas of their jurisdiction as residential districts for the purpose of proposed law.

Defines "residential property" to mean any property which is wholly or partly used for or intended to be used for living or sleeping by human occupants and which includes one or more rooms, including a bathroom and complete kitchen facilities. Includes a mobile home or manufactured housing if it has been in its present location for at least 60 days. Proposed law excludes hotels and motels from this definition.

Effective June 1, 2010.

(Adds R.S. 27:306(C)(5))

Summary of Amendments Adopted by Senate

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

1. Changes "residential property" to "designated residential district".
2. Authorizes parishes or municipalities who do not have a zoning ordinance which designates certain property within their jurisdiction as residential districts to designate certain areas of their jurisdiction as residential districts.

Senate Floor Amendments to reengrossed bill.

1. Removes authority of parishes or municipalities to designate areas as residential district if they do not already have zoning ordinances to designate such areas.
2. Removes provisions regarding licenses issued or applied for prior to January 1, 2010.
3. Adds provisions prohibiting licenses being issued to a facility located within 2,500 feet of a residential property.
4. Defines "residential property."

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the reengrossed bill.

1. Adds provisions regarding licenses issued or applied for prior to June 1, 2010.
2. Excludes any motel or hotel from definition of "residential property."