

2021 Regular Session

HOUSE BILL NO. 137

BY REPRESENTATIVE DUPLESSIS

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

GAMING/CASINO: Provides relative to non-gaming economic development activities by the casino gaming operator

1 AN ACT

2 To amend and reenact R.S. 27:248(C)(3), (4), and (5), relative to non-gaming economic
3 development by the casino gaming operator; to provide relative to the operating force
4 or personnel level; to provide relative to the employment positions toward the total
5 operating force or personnel level; to provide relative to the amount credited to the
6 casino gaming operator; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 27:248(C)(3), (4), and (5) are hereby amended and reenacted to read
9 as follows:

10 §248. Non-gaming economic development by casino gaming operator

11 * * *

12 C.

13 * * *

14 (3) The reported operating force or personnel level for the prior quarter shall
15 be determined by taking into account the greater of either the three-month average
16 for the applicable reporting quarter or the highest monthly total during the applicable
17 reporting quarter. The reported operating force or personnel level for the prior
18 quarter shall be credited to the casino gaming operator for purposes of meeting its
19 obligations under R.S. 27:244(A)(11); ~~provided that such credit shall be limited to~~

1 ~~four hundred employment positions toward the total operating force or personnel~~
2 ~~level.~~

3 (4) For purposes of this Section, "operating force or personnel level" shall
4 mean the number of people employed by the casino and any related non-gaming
5 entity, including hotel operations, third-party tenants, ~~and corporate employees,~~ and
6 the employees of any third-party contractors.

7 (5) The casino gaming operator shall be credited an amount equal to the ~~pro~~
8 ~~rata share~~ of compensation to employees of the third-party tenants. The credited
9 amount shall be applied to the total salary level or compensation reported under R.S.
10 27:244(A)(12) and shall be calculated based on the total operating force or personnel
11 level reported pursuant to ~~R.S. 27:248(C)(2)~~ Paragraph (2) of this Subsection.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 137 Original

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Duplessis

Abstract: Provides relative to the employment positions toward the total operating force or personnel level for non-gaming economic development activities.

Present law (R.S. 27:240 et seq.) provides for the Land-Based Casino Operating Contract and provides for the operations for the land-based casino.

Present law (R.S. 27:248) provides relative to the promotion of non-gaming economic development by the casino gaming operator or an affiliate company through the development of businesses including but not limited to restaurants, entertainment outlets, and retail outlets leased or subleased to third-party tenants or subtenants within, adjacent to, and around the official gaming establishment.

Present law requires the casino gaming operator to report quarterly the total operating force or personnel level of the third-party tenants to the board of directors of the La. Economic Development and Gaming Corporation.

Present law provides that the reported operating force or personnel level for the prior quarter shall be determined by taking into account the greater of either the three-month average for the applicable reporting quarter or the highest monthly total during the applicable reporting quarter. Further provides that the reported operating force or personnel level for the prior quarter shall be credited to the casino gaming operator for purposes of meeting certain present law obligations, provided that such credit is limited to 400 employment positions toward the total operating force or personnel level.

Proposed law amends present law to remove the 400 employment positions credited toward the total operating force or personnel level.

Present law defines "operating force or personnel level" as the number of people employed by the casino and any related non-gaming entity, including hotel operations, third-party tenants, and corporate employees.

Proposed law amends the present law definition to also include employees of any third-party contractors.

Present law provides that the casino gaming operator shall be credited an amount equal to the pro rata share of compensation to employees of the third-party tenants.

Proposed law amends present law to provide that the amount credited to the casino gaming operator is equal to the compensation to employees of the third-party tenants.

(Amends R.S. 27:248(C)(3), (4), and (5))