SLS 22RS-478 ORIGINAL

2022 Regular Session

SENATE BILL NO. 200

BY SENATOR JACKSON

CHARITABLE GAMING. Provides relative to electronic or video bingo machines and licensed premises. (7/1/22)

1	AN ACT
2	To amend and reenact R.S. 4:724(J) and (K) and to enact R.S. 4:724(L), relative to
3	electronic or video bingo; to allow for the replacement of certain machines; to
4	geographically restrict locations of licensed premises; and to provide for related
5	matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R.S. 4:724(J) and (K) are hereby amended and reenacted and R.S.
8	4:724(L) is hereby enacted to read as follows:
9	§724. Use of electronic or video bingo games
10	* * *
11	J.(1) Any person who is licensed as a distributor shall be permitted to operate
12	electronic video bingo machines which are not in compliance with the provisions of
13	R.S. 4:724(B)(5) if either of the following occurs:
14	(a) The licensed distributor has purchased or has entered into a lease
15	agreement approved by the office for the total number of electronic video bingo
16	machines to be placed at a specific location and the electronic video bingo machines
17	have been permitted by the office and placed at a location which has been approved

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1 by the office on or prior to August 15, 2008; or 2 (b) The licensed distributor has delivered to the office or has sent by certified mail an application with the required fees to have electronic video bingo machines 3 4 permitted, which application has been received, but not approved by the office on or prior to August 15, 2008, and the application includes one of the following: 5 (i) Proof of purchase for the total number of video bingo machines to be 6 7 placed at a specific location. 8 (ii) A nonrefundable deposit of a minimum of twenty-five percent of the fair 9 market value of the wholesale purchase price of the total number of machines to be 10 placed at a specific location. 11 (iii) A nonrefundable deposit on a lease agreement which is equivalent in 12 value to a minimum of twenty-five percent of the fair market value of the wholesale 13 purchase price of the total number of machines to be placed at a specific location. 14 (2) Electronic video bingo machines authorized by the provisions of this 15 Subsection shall only be placed at one of the following locations: 16 (a) A location which has been approved by the office on or prior to August 15, 2008; or 17 18 (b) A location for which a completed application with the required fees for 19 the licensing to conduct charitable gaming at a specific location has been received

the licensing to conduct charitable gaming at a specific location has been received by the office on or prior to August 15, 2008. However, locations which have not been approved by the office prior to August 15, 2008, but for which an application has been timely filed as provided by this Subparagraph, shall have received final approval from the office and must be occupied by August 15, 2009, in order to operate electronic video bingo machines which are not in compliance with the provisions of R.S. 4:724(B)(5). On and after July 1, 2022, no new license shall be granted to any location to operate electronic video bingo machines within five hundred feet of any property that is on the National Register of Historic Places, any public playground, or a building used exclusively as a church, synagogue, public library, or school.

1	(2) In municipalities and in unincorporated areas that are divided into
2	subdivisions with streets, blocks, and sidewalks, the distance provided in
3	Paragraph (1) of this Subsection shall be measured as a person walks using the
4	sidewalk from the nearest point of the property line of the property on the
5	National Registry of Historic Places, public playground, church, synagogue,
6	public library, or school to the nearest point of the premises to be licensed.
7	(3) Outside of municipalities and in unincorporated areas that are not
8	divided into subdivisions with streets, blocks, or sidewalks, the measurement of
9	the distance required by Paragraph (1) of this Subsection shall be a straight line
10	from the nearest point of the property line of the property on the National
11	Registry of Historic Places, public playground, church, synagogue, public
12	library, or school to the nearest point of the premises to be licensed.
13	K. No license shall be granted to a location that is within a parish that
14	has approved a proposition authorizing video draw poker or in a location within
15	two miles of the border of a parish that has approved a proposition authorizing
16	video draw poker.
17	K.L. Notwithstanding any other provision of this Section to the contrary, any
18	electronic video bingo machine authorized pursuant to Subsection J of this Section
19	which that is not in compliance with Paragraph (B)(5) of this Section and is
20	destroyed or rendered inoperable in any manner may be replaced by an electronic
21	video bingo machine of a similar make and model which is not in compliance with
22	the provisions of R.S. 4:724(B)(5) even if such replacement electronic video bingo
23	machine was purchased after August 15, 2008 at any location approved by the
24	office, provided however, no new permits for an additional number of electronic
25	video bingo machines that are not in compliance with Paragraph (B)(5) shall be
26	<u>issued</u> .
27	Section 2. This Act shall become effective on July 1, 2022; if vetoed by the governor
28	and subsequently approved by the legislature, this Act shall become effective on the day
29	following such approval by the legislature or July 1, 2022, whichever is later.

SB 200 Original

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Dawn Romero Watson.

## DIGEST 2022 Regular Session

Jackson

<u>Present law</u> provides several requirements for electronic bingo machines including that a machine play and display only the game of bingo, except that a random number generator in the machine shall replace the drawing of numbered objects from a receptacle, and may play "cover-all bingo" in which all numbers of the card must be covered. Specifically provides that an electronic video bingo machine not contain entertainment display features simulating slot reels or card games.

<u>Present law</u> provides an exception to the requirements of the machine display for any person who is licensed as a distributor to be permitted to operate electronic video bingo machines that are not in compliance with <u>present law</u> if either of the following occurs:

- (1) The licensed distributor has purchased or has entered into a lease agreement that was approved by the office of charitable gaming for the total number of electronic video bingo machines to be placed at a specific location and the electronic video bingo machines have been permitted by the office and placed at a location that was approved by the office on or prior to August 15, 2008; or
- (2) The licensed distributor delivered to the office of charitable gaming or has sent by certified mail an application with the required fees to have electronic video bingo machines permitted and the application was received, but not approved by the office on or prior to August 15, 2008, and the application includes: (a) proof of purchase for the total number of video bingo machines to be placed at a specific location; or (b) a nonrefundable deposit of a minimum of 25% of the fair market value of the wholesale purchase price of the total number of machines to be placed at a specific location; or (c) a nonrefundable deposit on a lease agreement which is equivalent in value to a minimum of 25% of the fair market value of the wholesale purchase price of the total number of machines to be placed at a specific location.

<u>Present law</u> provides that machines to which the exception is applicable may only be placed at a location that was approved by the office of charitable gaming on or prior to August 15, 2008, or a location for which a completed application with the required fees for the licensing to conduct charitable gaming at a specific location has been received by the office on or prior to August 15, 2008. Specifically provides that locations that have not been approved by the office prior to August 15, 2008, but for which an application has been timely filed shall have received final approval from the office and must be occupied by August 15, 2009, in order to operate electronic video bingo machines under the exception.

<u>Proposed law</u> deletes the <u>present law</u> exception to the requirements of the machine display.

<u>Present law</u> provides that notwithstanding any other provision of <u>present law</u>, any electronic video bingo machine authorized pursuant to the exception in <u>present law</u> that is destroyed or rendered inoperable in any manner may be replaced by an electronic video bingo machine of a similar make and model even if such replacement electronic video bingo machine was purchased after August 15, 2008.

<u>Proposed law</u> provides that notwithstanding any other provision of <u>present law</u>, any electronic video bingo machine that does not comply with <u>present law</u> and is destroyed or rendered inoperable in any manner may be replaced by an electronic video bingo machine of a similar make and model at any location approved by the office of charitable gaming, provided that no new permits for an additional number of electronic video bingo machines that are not in compliance with <u>present law</u> shall be issued.

<u>Proposed law</u> provides that on and after July 1, 2022, no new license shall be granted to any location to operate electronic video bingo machines, within 500 feet of any property that is on the National Register of Historic Places, any public playground, or a building used exclusively as a church, synagogue, public library, or school. Provides that in municipalities and in unincorporated areas that are divided into subdivisions with streets, blocks, and sidewalks, the distance shall be measured as a person walks using the sidewalk from the nearest point of the property line of the property on the National Registry of Historic Places, public playground, church, synagogue, public library, or school to the nearest point of the premises to be licensed. Provides that outside of municipalities and in unincorporated areas that are not divided into subdivisions with streets, blocks, or sidewalks, the measurement of the distance shall be a straight line from the nearest point of the property line of the property on the National Registry of Historic Places, public playground, church, synagogue, public library, or school to the nearest point of the premises to be licensed.

<u>Proposed law</u> provides that no license shall be granted to a location that is within a parish that has approved video draw poker or in a location within two miles of the border of a parish that has approved video draw poker.

Effective July 1, 2022.

(Amends R.S. 4:724(J) and (K); adds R.S. 4:724(L))