

2023 Regular Session

SENATE BILL NO. 192

BY SENATOR SMITH

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

GAMING. Provides relative to the Louisiana Gaming Control Board. (8/1/23)

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AN ACT

To amend and reenact R.S. 27:11(A), 604(B)(2) and (3)(b), and 628(B), and to enact R.S. 27:20(D) and 27.5, relative to the Louisiana Gaming Control Board; to provide for board responsibilities; to provide for state police gaming enforcement division responsibilities; to establish human trafficking awareness and prevention training for licensees; to provide for sports wagering licenses; to provide for the sports wagering local allocation fund; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 27:11(A), 604(B)(2) and (3)(b), and 628(B) are hereby amended and reenacted, and R.S. 27:20(D) and 27.5 are hereby enacted to read as follows:

§11. Louisiana Gaming Control Board; creation; members; terms; meetings

A.(1) The Louisiana Gaming Control Board is hereby created. The board shall consist of nine members who shall be appointed by the governor and two ex officio members. In making the appointments, the governor shall appoint at least one member from each congressional district and such appointments shall, as nearly as practicable, be made in a manner that is representative of the population of the state.

All such appointments are subject to confirmation by the Senate. Members shall

1 serve staggered terms of six years. No person shall serve more than two terms  
 2 whether consecutive or not. No person shall be appointed to serve on the board who  
 3 had previously been confirmed by the Senate and served on any gaming regulatory  
 4 board or commission in this state prior to the establishment of the Louisiana Gaming  
 5 Control Board.

6 **(2) The board shall not be considered a professional or occupational**  
 7 **licensing board for the purposes of Title 37 of the Louisiana Revised Statutes**  
 8 **of 1950.**

9 \* \* \*

10 §20. Department of Public Safety and Corrections, office of state police

11 \* \* \*

12 **D. The gaming enforcement division, office of state police, Department**  
 13 **of Public Safety and Corrections shall not be considered a professional or**  
 14 **occupational licensing board for purposes of Title 37 of the Louisiana Revised**  
 15 **Statutes of 1950.**

16 \* \* \*

17 **§27.5. Uniform Human Trafficking Awareness and Prevention Training**

18 **A. Human trafficking is a serious and widely recognized problem. It is**  
 19 **imperative for the health, safety, and welfare of the residents of the state of**  
 20 **Louisiana that a comprehensive and uniform human trafficking awareness and**  
 21 **prevention training be developed for the gaming industry.**

22 **B. The board in conjunction with the governor's office of human**  
 23 **trafficking prevention and industry professionals shall develop and implement**  
 24 **a comprehensive in-person and digital human trafficking awareness and**  
 25 **prevention training for the gaming industry. If such development is not**  
 26 **practical for the board, the board may approve third-party human trafficking**  
 27 **awareness and prevention training programs. The training shall include but is**  
 28 **not limited to training on identifying victims of human trafficking at gaming**  
 29 **establishments in Louisiana.**



1 identified in Paragraph (1) of this Subsection be surrendered, that entity may  
 2 reapply for the sports wagering license within two years of the board's  
 3 acceptance of the surrender. Should the sports wagering license of an entity  
 4 identified in Paragraph (1) of this Subsection be revoked, any new entity  
 5 approved by the board to operate under a new license identified in Paragraph  
 6 (1) of this Subsection shall have the first option to apply for the sports wagering  
 7 license within two years of the effective date of the approval.

8 (3)(a) \* \* \*

9 (b) Should a license become available after the initial issuance and entities  
 10 identified in Paragraph (1) **and Paragraph (2)** of this Subsection decline to apply  
 11 or the number of available licenses exceeds the number of entities identified in  
 12 Paragraph (1) of this Subsection who are interested, the board shall notify ~~the entities~~  
 13 ~~identified in Subparagraph (2)(a) of this Subsection~~ **licensed establishments as**  
 14 **defined in R.S. 27:402 and provided for in Chapter 8 of this Title, any licensed**  
 15 **establishment that is also licensed by the Louisiana State Racing Commission**  
 16 **with the commission's approval may apply to be licensed to operate a sports**  
 17 **book, and operators as defined in R.S. 27:302 and provided for in Chapter 6 of**  
 18 **this Title** who do not have a sports wagering license about the available license and  
 19 provide those entities an opportunity to apply for the license by a certain date. If the  
 20 number of applications determined by the board to be eligible applicants exceeds the  
 21 number of available licenses, the board shall provide for a concealed bid process and  
 22 issue the available licenses, in accordance with the board's ranking of the bids, to the  
 23 applicants that in the board's discretion have the greatest potential for revenue  
 24 generation for the state.

25 \* \* \*

26 §628. Sports Wagering Local Allocation Fund

27 \* \* \*

28 B. Monies in the fund shall be remitted monthly, by proportionate  
 29 distribution, to each parish governing authority in which the taxable conduct



Proposed law provides that if the sports wagering license is revoked, any new entity approved by the board to operate under a new license (land-based casino, river boat casino, or race track) shall have the first option to apply for the sports wagering license within two years of the effective date of the approval.

Present law provides that if a sports wagering license is available after the initial issuance, a video draw poker device licensed establishment and an off-track wagering facility may apply.

Proposed law retains present law and adds a fantasy sports contest operator as an eligible entity to apply for an available sports wagering license.

Present law provides for a sports wagering local allocation fund, with all monies deposited into the fund to be disbursed to parishes that allow for sports wagering, based on population.

Proposed law retains present law, but as it relates to mobile sports wagering.

Effective August 1, 2023.

(Amends R.S. 27:11(A), 604(B)(2) and (3)(b), and 628(B); adds R.S. 27:20(D) and 27.5)