

Regular Session, 2014

SENATE BILL NO. 133

BY SENATOR MORRELL

GAMING. Provides relative to significant influence for purposes of certain gaming licenses.
(8/1/14)

AN ACT

To amend and reenact R.S. 14:90.5(B) and R.S. 27:28(H)(1), relative to the Louisiana Gaming Control Board; to authorize certain emergency responders acting in their official capacity to enter certain gaming facilities; to provide relative to persons who have the ability or capacity to exercise significant influence over gaming licensees, operators, permittees, or other persons who are required to be found suitable; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 14:90.5(B) is hereby amended and reenacted to read as follows:

§90.5. Unlawful playing of gaming devices by persons under the age of twenty-one; underage persons, penalty

* * *

B. No person under the age of twenty-one, **except an emergency responder acting in his official capacity,** shall enter, or be permitted to enter, the designated gaming area of a riverboat, the official gaming establishment, or the designated slot machine gaming area of a pari-mutuel wagering facility which offers live horse racing licensed for operation and regulated under the applicable provisions of

Chapters 4, 5, and 7 of Title 27 of the Louisiana Revised Statutes of 1950.

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Section 2. R.S. 27:28(H)(1) is hereby amended and reenacted to read as follows:

§28. Suitability standards

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H.(1)(a) Any person who has or controls directly or indirectly five percent or more ownership, income, or profit or economic interest in an entity which has or applies for a license or permit or enters into a casino operating contract with the state pursuant to the provisions of this Title, or who receives five percent or more revenue interest in the form of a commission, finder's fee, loan repayment, or any other business expense related to the gaming operation, or who has the ability, ~~in the opinion of the board,~~ or capacity to exercise a significant influence over a licensee, the casino gaming operator, a permittee, or other person required to be found suitable pursuant to the provisions of this Title, shall meet all suitability requirements and qualifications pursuant to the provisions of this Title.

(b) In determining whether a person has significant influence for purposes of this Section, the board or division may consider but is not limited to the following: management and decision making authority; operational control; financial relationship; receipt of gaming revenue or proceeds; financial indebtedness; and gaming related associations.

* * *

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

DIGEST

Morrell (SB 133)

Present law prohibits any person under the age of 21 years to enter or be permitted to enter, the designated gaming area of a riverboat, the official gaming establishment, or the designated slot machine gaming area of a pari-mutuel wagering facility which offers live horse racing licensed for operation and regulated by the Gaming Control Board.

Proposed law retains present law but provides an exception for emergency responders under the age of 21 who are acting in their official capacity to enter such area.

Present law provides that any person who has or controls directly or indirectly five percent

or more ownership, income, or profit or economic interest in an entity which has or applies for a license or permit or enters into a casino operating contract with the state pursuant to the provisions of this Title, or who receives five percent or more revenue interest in the form of a commission, finder's fee, loan repayment, or any other business expense related to the gaming operation, or who has the ability, in the opinion of the board, to exercise a significant influence over a licensee, the casino gaming operator, a permittee, or other person required to be found suitable pursuant to the provisions of law, is also required to meet all suitability requirements and qualifications pursuant to the provisions of law.

Proposed law retains present law and requires any person who also has the capacity to exercise a significant influence over a licensee, the casino gaming operator, or a permittee, is also required to meet all suitability requirements and qualifications.

Proposed law provides that in determining whether a person has significant influence, the board or division may consider but is not limited to the following: management and decision making authority; operational control; financial relationship; receipt of gaming revenue or proceeds; financial indebtedness; and gaming related associations.

Effective August 1, 2014.

(Amends R.S. 14:90.5(B) and R.S. 27:28(H)(1))

Summary of Amendments Adopted by Senate

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

1. Adds provision regarding emergency responders.