HLS 17RS-1133 ENGROSSED

2017 Regular Session

HOUSE BILL NO. 323

1

BY REPRESENTATIVE FRANKLIN

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

GAMBLING/CHARITABLE: Provides with respect to the operation of charitable bingo

AN ACT

2	To amend and reenact R.S. 4:732(A) through (E)(introductory paragraph) and (G) and
3	739(A)(1) and (2)(e) and (F) and to enact R.S. 4:707(J), 732(H) and (I), and
4	739(A)(2)(f), relative to charitable gaming; to authorize the conducting of
5	progressive mega jackpot bingo; to provide with respect to jackpots for progressive
6	bingo and progressive mega jackpot bingo games; to provide for exceptions to
7	amount of prizes awarded during a bingo session; to provide for applicability; to
8	provide relative to the net profit charitable organizations and distributors receive
9	from progressive bingo and progressive mega jackpot bingo games; to provide with
10	respect to Electronic Bingo Card Dabber Devices; to allow those devices to provide
11	for networking of charitable gaming organizations; to provide relative to the sales
12	of progressive mega jackpot bingo; to provide for player tracking; to provide relative
13	to regulatory authority; and to provide for related matters.
14	Be it enacted by the Legislature of Louisiana:
15	Section 1. R.S. 4:732(A) through (E)(introductory paragraph) and (G) and 739(A)(1)
16	and (2)(e) and (F) are hereby amended and reenacted and R.S. 4:707(J), 732(H) and (I), and
17	739(A)(2)(f) are hereby enacted to read as follows:
18	§707. Authorization to license certain organizations; exemption; requirement for
19	state license
20	* * *

Page 1 of 6

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1	J. The governing authority of a municipality or parish may, by ordinance,
2	transfer regulatory authority over charitable gaming in that municipality or parish to
3	the office of charitable gaming.
4	* * *
5	§732. Progressive bingo
6	A. Notwithstanding any provision of law to the contrary, the governing
7	authority of any parish or municipality may permit any charitable licensed
8	organization to conduct progressive bingo or progressive mega jackpot bingo games.
9	For the purpose of conducting a progressive bingo or progressive mega jackpot bingo
10	game, such organizations shall:
11	(1) Establish <u>electronic</u> links or networks, electronic or otherwise, <u>on an</u>
12	Electronic Bingo Card Dabber Device and related system or otherwise, between
13	locations, commercial or noncommercial, where licensed charitable bingo games are
14	being conducted.
15	(2) Deposit For a progressive bingo game, deposit a predetermined amount
16	of money not to exceed two hundred dollars per organization into a special account
17	before each licensed call bingo gaming session. Every two-hundred-dollar
18	contribution shall <u>not</u> constitute part of the total amount of prizes awarded during
19	that session.
20	(3) For progressive mega jackpot bingo, contributions deposited before each
21	gaming session shall not constitute part of the total amount of prizes awarded during
22	that session.
23	B.(1) The mega jackpot for a progressive bingo game played pursuant to and
24	in accordance with the provisions of this Section may exceed the limit established
25	in R.S. 4:714, but shall not exceed one hundred thousand dollars, if the game is
26	played on bingo paper, bingo cards, or by using an Electronic Bingo Card Dabber
27	Device.
28	(2) The mega jackpot for a progressive mega jackpot bingo game played
29	pursuant to and in accordance with the provisions of this Section and networked or

linked together pursuant to Subsection G of this Section may exceed the lim	<u>iit</u>
established in R.S. 4:714, but shall not exceed ten thousand dollars. Portions	<u>of</u>
players' contributions to progressive mega jackpot bingo games may be used for	<u>or</u>
consolation prizes and to contribute to the progressive mega prize pool and shall no	<u>ot</u>
be considered part of the limit established in R.S. 4:714(B).	
C. Such game If required, such games shall be offered in accordance wi	th
rules and regulations adopted by the governing authority of each municipality or the	he
parish which issued a license to any respective organization which participates in	ı a
progressive mega jackpot bingo game, and in accordance with the rules ar	ıd
regulations adopted by the office in Subsection D of this Section.	
D. The office shall adopt rules and regulations governing progressive bing	30
and progressive mega jackpot bingo games to insure ensure compliance with the	ne
provisions of this Chapter and any additional regulations of the state relative	to
charitable gaming laws.	
E. Any licensed charitable organization or organizations playing at the san	ne
location may conduct progressive blackout bingo games in accordance with rule	es
established and in effect on August 15, 1995, and as follows:	
* * *	
G. Organizations may network or link together, including through the use	<u>of</u>
an Electronic Bingo Card Dabber Device to conduct progressive mega jackpot bing	go
games, as provided in Paragraph (A)(1) of this Section, provided the local governir	ng
authority of each parish has authorized the conducting of such games in the paris	h.
H. Eighty percent of the net win from the progressive bingo and progressive	<u>ve</u>
mega jackpot bingo games shall be paid to the charitable organization as defined	<u>in</u>
R.S. 4:703(1). Twenty percent of the net win from the progressive bingo ar	<u>1d</u>
progressive mega jackpot bingo games shall be paid to the distributor as defined	<u>in</u>
R.S. 4:703(3).	
I. Sales of progressive mega jackpot bingo on an Electronic Bingo Car	<u>rd</u>
Dabber Device for any organization shall not exceed six games per hour and shall not e	all

1	not exceed the gross sales of bingo and pull-tabs in a single reporting quarter for any
2	organization. The office may suspend the sales of progressive mega jackpot bingo
3	for any organization that violates the provisions of this Subsection until the
4	organization becomes compliant.
5	* * *
6	§739. Use of electronic bingo card dabber devices
7	A.(1) Electronic bingo card dabber devices, hereafter referred to as
8	electronic dabber devices, and defined in Paragraph (2) of this Subsection, for the
9	public playing of bingo, progressive bingo, or progressive mega jackpot bingo may
10	be made available at any location licensed under the provisions of this Chapter
11	provided that all requirements of this Section and all requirements of this Chapter not
12	in conflict with this Section are met. <u>Electronic bingo dabber devices shall not be</u>
13	construed to be electronic video bingo machines or electronic pull-tab devices.
14	Electronic bingo dabber devices shall not offer for play the games authorized by the
15	provisions of R.S. 4:724 or R.S. 4:733.
16	(2) "Electronic Bingo Card Dabber Device", or "Electronic Dabber Device",
17	or "EBCDD" means an electronic device used by a bingo player to monitor bingo
18	cards purchased and electronically mark bingo cards downloaded into the device, at
19	the time and place of the licensed charitable bingo session, and which:
20	* * *
21	(e) Will not accept coins, currency, or tokens to activate play. Nothing in
22	this Paragraph shall prohibit the Electronic Bingo Card Dabber Device and related
23	systems from tracking a player's accounts and credits.
24	(f) Provide a means for all accounting functions related to bingo or
25	progressive or progressive mega bingo games.
26	* * *
27	F. The office shall adopt any additional rules and regulations necessary to
28	govern the specifications, use, and operation of electronic dabber devices and their
29	related systems, and shall establish a list of manufacturers, distributors, and suppliers

authorized to provide electronic dabber devices or a list of acceptable models of the devices, acceptable serial numbers on such models, or manufacturers, distributors, or suppliers.

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 323 Engrossed

2017 Regular Session

Franklin

Abstract: Provides for progressive mega jackpot bingo and the use of dabber devices.

<u>Present law</u> provides for the conducting of bingo, raffles, electronic pull tabs, and electronic video bingo by charitable gaming organizations.

<u>Present law</u> provides for the regulation of these activities by the office of charitable gaming, Dept. of Revenue.

Proposed law retains present law.

<u>Present law</u> provides for the use of electronic bingo card dabber devices and provides for the function of these devices.

<u>Proposed law</u> expands the functions of bingo card dabber devices to include networking of charitable gaming organizations, player tracking, and accounting functions related to bingo, progressive bingo, and progressive mega bingo games.

<u>Present law</u> requires a predetermined amount, not to exceed \$200, to be deposited into a special account before each bingo gaming session, and to constitute a part of the total amount of prizes awarded during that session.

<u>Proposed law</u> amends <u>present law</u> to provide that for a progressive bingo game, the predetermined amount of money that is deposited into a special account cannot to exceed \$200 and shall <u>not</u> constitute a part of the total amount of prizes awarded during that session.

<u>Proposed law</u> provides, for progressive mega jackpot bingo, that all contributions shall not constitute part of the total amount of prizes awarded during a session and that contributions deposited before each gaming session shall not constitute part of the total amount of prizes awarded during that session.

<u>Present law</u> provides that the mega jackpot for a progressive bingo game may exceed the \$4,500 prize limit, but shall not exceed \$100,000.

<u>Proposed law</u> provides that the mega jackpot for a progressive bingo game may exceed the \$4,500 prize limit but shall not exceed \$100,000, if the game is played on bingo paper, bingo cards, or by using an Electronic Bingo Card Dabber Device.

<u>Proposed law</u> further provides that the mega jackpot for a progressive mega jackpot bingo game, networked or linked together through the use of Electronic Bingo Card Dabber Devices, may exceed the \$4,500 prize limit, but shall not exceed \$10,000. Provides that portions of player's contributions to progressive mega jackpot bingo games may be used for consolation prizes and to contribute to the progressive mega prize pool and shall not be considered part of the \$4,500 limit.

Page 5 of 6

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

<u>Proposed law</u> requires 80% of the net win from progressive bingo and progressive mega jackpot bingo games to be paid to the charitable organization and 20% of the net win from such games to be paid to the distributors.

<u>Proposed law</u> prohibits the sales of progressive mega jackpot bingo on an Electronic Bingo Card Dabber Device for any organization to exceed six games per hour and the gross sales of bingo and pull-tabs in a single reporting quarter for any organization. Authorizes the office of charitable gaming to suspend the sales of progressive mega jackpot bingo for any organization that violates the prohibition.

<u>Proposed law</u> provides that the governing authority of a municipality or parish may, by ordinance, transfer regulatory authority over charitable gaming in that municipality or parish to the office of charitable gaming.

<u>Proposed law</u> provides that electronic bingo dabber devices shall not be construed to be electronic video bingo machines or electronic pull-tab devices. Electronic bingo dabber devices shall not offer for play the games authorized to be played on electronic video bingo machines and electronic pull-tab devices.

(Amends R.S. 4:732(A) - (E)(intro. para.) and (G) and 739(A)(1) and (2)(e) and (F); Adds R.S. 4:707(J), 732(H) and (I), and 739(A)(2)(f))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by <u>House Committee on Administration of</u> Criminal Justice to the original bill:

- 1. Restore <u>present law</u> relative to every \$200 contribution deposited into a special account for a progressive bingo game, but provide that the contributions shall <u>not</u> constitute part of the total amount of prizes awarded during a licensed call bingo gaming session.
- 2. Clarify that the mega jackpot for a progressive bingo game shall not exceed \$100,000, if the game is played on bingo paper, bingo cards, or by using an Electronic Bingo Card Dabber Device.
- 3. Provide that the mega jackpot for a progressive mega jackpot bingo game shall not exceed \$10,000.
- 4. Require 80% of the net win from progressive bingo and progressive mega jackpot bingo games to be paid to the charitable organization and 20% of the net win from the games to be paid to the distributor.
- 5. Limit the sales of progressive mega jackpot bingo on an Electronic Bingo Card Dabber Device for any organization to six games per hour, and authorize the office of charitable gaming to suspend the sales of any organization that violates the sales of progressive mega jackpot bingo until the organization becomes compliant.
- 6. Make technical corrections.