
SENATE COMMITTEE AMENDMENTS

2018 Regular Session

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 266
by Senator Martiny

1 AMENDMENT NO. 1

2 On page 1, line 2, after "R.S. 27:44(10)" delete the remainder of the line and insert ",
3 205(12), and 353 and to enact R.S. 18:1300.24 and R.S. 27:412.1, relative to "

4 AMENDMENT NO. 2

5 On page 1, delete line 14, and insert "**a particular parish in the state of Louisiana.**"

6 AMENDMENT NO. 3

7 On page 1, line 16, after "**allowed in**" delete the remainder of the line and insert "**this**
8 **parish, pursuant to a**"

9 AMENDMENT NO. 4

10 On page 2, at the beginning of line 2, after "C." delete "**If**" and insert "**In any particular**
11 **parish, if**"

12 AMENDMENT NO. 5

13 On page 2, line 3, change "or 5" to "**, 5, 7, or 8**"

14 AMENDMENT NO. 6

15 On page 2, at the beginning of line 4, before "**the state**" insert "**that parish in**"

16 AMENDMENT NO. 7

17 On page 2, line 10, after "27:44(10)" delete the remainder of the line and insert ", 205(12),
18 and 353 are hereby amended and reenacted and R.S. 27:412.1 is hereby enacted to read as"

19 AMENDMENT NO. 8

20 On page 3, between lines 5 and 6, insert the following:

21 "§353. Definitions

22 When used in this Chapter, the following terms shall have these
23 meanings:

24 (1) "Board" means Louisiana Gaming Control Board.

25 (2) "Designated slot machine gaming area" means the contiguous area
26 of an eligible live racing facility at which slot machine gaming may be
27 conducted in accordance with the provisions of this Chapter, determined by
28 measuring the area, in square feet, inside the interior walls of the licensed
29 eligible facility, excluding any space therein in which gaming activities may
30 not be conducted, such as bathrooms, stairwells, cage and beverage areas,
31 and emergency evacuation routes of any width that meet or exceed the
32 minimum size required by law.

33 (3) "Division" shall have the same meaning as that term defined in
34 R.S. 27:3.

35 (4) "Eligible facility" means no more than one facility in St. Landry
36 Parish, Bossier Parish, Orleans Parish, and Calcasieu Parish at which the
37 Louisiana State Racing Commission has licensed the conduct or at which the
38 commission has approved the future licensing of the conduct of not less than

1 eighty days within a consecutive twenty-week period each year of live horse
 2 race meetings, unless the commission approves the conduct of less than
 3 eighty days within a consecutive twenty-week period or a different
 4 consecutive or nonconsecutive period, whenever an eligible facility is
 5 prevented from conducting live racing as a result of a natural disaster, an act
 6 of God, force majeure, a catastrophe, or such other occurrence over which
 7 the eligible facility has no control. Such a determination by the commission
 8 shall not adversely affect the status of the eligible facility to conduct slot
 9 machine gaming. For the 2005 racing season, "eligible facility" shall also
 10 include the facility in St. Landry Parish that will not be able to meet such
 11 requirements due to repairs or construction to the racetrack which are
 12 necessary in order to protect the safety of riders and thoroughbred racehorses
 13 and to preserve the revenues to be received and distributed to the state and
 14 local governments at such facility or as otherwise provided in R.S. 4:214.1.

15 ~~(4.1)~~ **(5)** "Emergency evacuation route" means those areas within
 16 the designated slot machine gaming area of a licensed eligible facility which
 17 are clearly defined and identified by the licensee as necessary and approved
 18 by the state fire marshal or other federal or state regulatory agency for the
 19 evacuation of patrons and employees from the facility, and from which and
 20 in which no gaming activity may occur.

21 **(6) "Game" means slot machine gaming or racehorse wagering**
 22 **or any wagering on any type of sports event, including but not limited to**
 23 **football, basketball, baseball, hockey, boxing, tennis, wrestling, jai alai,**
 24 **or other sports contest or event. "Game" shall not include a lottery,**
 25 **bingo, pull tabs, raffles, electronic video bingo, cable television bingo, or**
 26 **dog race wagering.**

27 **(7) "Gaming activities" or "gaming operations" means the use,**
 28 **operation, or conducting of any game or gaming device at an eligible**
 29 **facility including all activities related to and integral to the operation**
 30 **and profitability of a eligible facility including accounting procedures**
 31 **and internal controls governing the licensee's operations.**

32 **(8) "Gaming device" or "gaming equipment" means any**
 33 **equipment or mechanical, electro-mechanical, or electronic contrivance,**
 34 **component, or machine, including a slot machine, used directly or**
 35 **indirectly in connection with gaming or any game, which affects the**
 36 **result of a wager by determining wins or losses.**

37 ~~(5)~~ **(9)** "License" means the authorization applied for by or issued to
 38 the owner of an eligible facility by the board to conduct slot machine gaming
 39 at an eligible facility issued pursuant to the provisions of this Chapter.
 40 "License" also means the authorization issued by the board to a slot machine
 41 owner, a manufacturer, distributor, or a service technician to participate in
 42 slot machine gaming operations at eligible facilities.

43 ~~(6)~~ **(10)** "Licensee" means any person issued a license by the board.

44 ~~(7)~~ **(11)** "Manufacturer" means any person who manufactures or
 45 assembles and programs slot machines for use in this state.

46 ~~(8)~~ **(12)** "Net slot machine proceeds" means the total of all cash and
 47 property received by a licensee from slot machine gaming operations minus
 48 the amount of cash or prizes paid to winners.

49 ~~(9)~~ **(13)** "Person" shall have the same meaning as that term defined
 50 in R.S. 27:3.

51 ~~(10)~~ **(14)** "Service technician" means any person other than a licensee
 52 or manufacturer who repairs, services, inspects, or examines slot machines.

53 ~~(11) Repealed by Acts 2001, No. 1222, §2, eff. July 2, 2001.~~

54 ~~(12)~~ **(15)** "Slot machine gaming" means the use, operation, offering,
 55 or conducting of slot machines at an eligible facility in accordance with the
 56 provisions of this Chapter.

57 ~~(13)~~ **(16)** "Taxable net slot machine proceeds" means "net slot
 58 machine proceeds" less the amount of support, payment, or contributions
 59 required as provided in R.S. 27:361(B)(4).

60 ~~(14)~~ **(17)** "Slot machine" means any mechanical, electrical, or other
 61 device, contrivance, or machine which, upon insertion of a coin, token, or

1 similar object therein or upon payment of any consideration whatsoever, is
2 available to play or operate, the play or operation of which, whether by
3 reason of the skill of the operator or application of the element of chance, or
4 both, may deliver or entitle the person playing or operating the machine to
5 receive cash, premiums, merchandise, tokens, or anything of value, whether
6 the payoff is made automatically from the machine or in any other manner.

7 * * *

8 **§412.1 Sports event wagering**

9 **A. If approved in a referendum election in a parish, a qualified**
10 **establishment licensed by the board for the operation of video draw**
11 **poker devices may conduct sports betting or wagering on any type of**
12 **sports event, including but not limited to football, basketball, baseball,**
13 **hockey, boxing, tennis, wrestling, jai alai, or other sports contest or**
14 **event.**

15 **B. The Louisiana Gaming Control Board shall promulgate rules**
16 **and regulations for the conduct of sports wagering by qualified**
17 **establishments licensed in accordance with this Chapter."**