

Regular Session, 2012

SENATE BILL NO. 362

BY SENATOR MORRELL

GAMING. Amends certain amenity provisions for qualified truck stops. (8/1/12)

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AN ACT

To amend and reenact R.S. 27:306(A)(4)(c)(introductory paragraph), 306(A)(4)(c)(ii)(aa) and (bb), and 306(A)(4)(c)(iii)(aa), relative to the operation of video draw poker devices at qualified truck stop facilities; to amend the definition of a "qualified truck stop facility"; to provide with respect to certain amenity requirements of a qualified truck stop facility; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 27:306(A)(4)(c)(introductory paragraph), 306(A)(4)(c)(ii)(aa) and (bb), and 306(A)(4)(c)(iii)(aa) are hereby amended and reenacted to read as follows:

§306. State license qualifications; limitations; right to hearing

A.

* * *

(4)

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(c) As used in this Section, a "qualified truck stop facility" shall mean a facility covering at least five developed contiguous acres which sells fuel, ~~lubricating~~ oil, and other vehicular merchandise, such as batteries, tires, or vehicle parts for

1 ~~eighteen-wheel tractor-trailers~~, and which also meets all of the following criteria:

2 * * *

3 (ii) It must have an on-site restaurant, except for reason of force majeure
4 affecting the ability to maintain the ~~on-site~~ onsite restaurant for a reasonable period
5 of time as determined by the division following the interruption of such ability,
6 which for the purposes of qualifying as a qualified truck stop facility, shall be
7 required to have only the following features:

8 (aa) Provides seating for at least fifty patrons, **with all seats located within**
9 **a centralized area.**

10 (bb) Provides ~~full table service~~ **tables or booths** for sit-down meals.

11 * * *

12 (iii) It must have parking areas with each of the following:

13 (aa) ~~A~~ **For issuance of the initial license, a** stable parking area for at least
14 fifty eighteen-wheel tractor-trailer motor vehicles, either paved or concrete, to
15 support eighteen-wheel tractor-trailer motor vehicles and their loads, constructed
16 according to industry specifications, subject to approval by the division. All other
17 parking areas not paved or concrete must be certified by an authorized company and
18 proof provided that compaction tests were conducted, subject to approval by the
19 division. **Once the division has approved the parking area and issued a license**
20 **for the operation of video draw poker devices, the continued maintenance of the**
21 **parking area shall not be subject to approval or review by the division.**

22 * * *

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

DIGEST

Present law provides for the licensing and operation of video draw poker devices at qualified truck stop facilities.

Present law requires a qualified truck stop facility to sell lubricating oil and other vehicular merchandise, such as batteries, tires, or vehicle parts for 18-wheel tractor-trailers.

Proposed law deletes this requirement.

Present law requires such facilities to have an onsite restaurant with seating for at least 50 patrons, with full table service for sit-down meals.

Proposed law requires the seats in the restaurants to be in a centralized location, requires the restaurant to offer tables or booths, and removes the full table service requirement.

Present law contains certain parking area requirements and restrictions.

Proposed law retains present law for the issuance of the initial license. Further provides that the continued maintenance of the parking area of a licensed facility shall not be subject to regulation.

Effective August 1, 2012.

(Amends R.S. 27:306(A)(4)(c)(intro para), 306(A)(4)(c)(ii)(aa) and (bb), and 306(A)(4)(c)(iii)(aa))