HLS 16RS-819 ORIGINAL

2016 Regular Session

HOUSE BILL NO. 226

1

BY REPRESENTATIVE MORENO

GAMBLING/VIDEO POKER: Provides relative to revocation or suspension of a video draw poker device license for certain violations

AN ACT

2	To amend and reenact R.S. 27:443(B)(1)(a)(ii) and (b)(iii), relative to penalties for certain
3	violations of the Video Draw Poker Devices Control Law; to provide with respect
4	to the revocation or suspension of a license for certain violations; to provide for a
5	hearing; and to provide for related matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R.S. 27:443(B)(1)(a)(ii) and (b)(iii) are hereby amended and reenacted
8	to read as follows:
9	§443. Allowing underage persons to play video draw poker devices; penalties;
10	revocation of license hearing
11	* * *
12	B.(1) Violations of Subsection A of this Section shall be penalized by the
13	division as follows:
14	(a) For allowing a person under the age of twenty-one to play or operate a
15	video draw poker device at a licensed establishment, unless the licensee, his
16	employee, or agent reasonably believed that the person was twenty-one years old or
17	older:
18	* * *
19	(ii) For a third or subsequent violation, <u>a</u> license revocation <u>hearing</u> shall be
20	conducted at which time the board shall determine whether or not there are

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

1	extenuating circumstances pursuant to which a license suspension or revocation
2	should not be imposed.
3	(b) For allowing a person under the age of twenty-one to play or operate a
4	video draw poker device at a licensed establishment when the licensee, his employee,
5	or agent is shown to have known or reasonably believed he was allowing a person
6	under the age of twenty-one years old to play or operate a video draw poker device,
7	or for allowing a person under the age fifteen years old to play or operate a video
8	draw poker device at a licensed establishment regardless of what the licensee, his
9	employee or agent knew or reasonably believed about the age of that person:
10	* * *
11	(iii) For a third or subsequent violation, <u>a</u> license revocation <u>hearing</u> shall be
12	conducted at which time the board shall determine whether or not there are
13	extenuating circumstances pursuant to which a license suspension or revocation
14	should not be imposed.
15	* * *

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 226 Original

2016 Regular Session

Moreno

Abstract: Provides for a revocation hearing rather than automatic revocation of a video draw poker license for certain violations.

<u>Present law</u> provides for the operation of video draw poker devices at qualified truck stops.

Present law requires the La. Gaming Control Board to revoke the license to operate video draw poker devices for a third or subsequent violation of allowing a person under the age of 21 to play or operate a video draw poker device at a licensed establishment.

Proposed law deletes the present law provision requiring an automatic revocation and provides for a hearing to determine whether or not there are extenuating circumstances under which the license should not be suspended or revoked.

(Amends R.S. 27:443(B)(1)(a)(ii) and (b)(iii))