2016 Regular Session

HOUSE BILL NO. 226

BY REPRESENTATIVE MORENO

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

1	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

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 Engrossed	2016 Regular Session	Moreno
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Abstract: Provides for a revocation hearing rather than automatic revocation of a video draw poker license for certain violations.

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

<u>Present law</u> 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.

<u>Proposed law</u> deletes the <u>present law</u> 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))