

2018 Regular Session

HOUSE BILL NO. 152

BY REPRESENTATIVE LEGER

GAMING: Provides with respect to the exclusion or ejection of certain persons from gaming establishments

1 AN ACT

2 To amend and reenact R.S. 27:27.2(A) and 27.4(A), relative to gaming; to provide for the
3 exclusion or ejection of certain persons from gaming establishments; to prohibit the
4 exclusion or ejection of persons based upon certain factors; and to provide for related
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 27:27.2(A) and 27.4(A) are hereby amended and reenacted to read
8 as follows:

9 §27.2. Board designated excluded persons

10 A. The board shall adopt rules to provide for the establishment of a list of
11 persons who are to be excluded from any room, premises, or designated gaming area
12 of any establishment where gaming is conducted pursuant to a license or contract
13 issued pursuant to the provisions of this Title. The rules ~~must~~ shall define the
14 standards for exclusion and include standards relating to the following persons:

15 (1) Those who are career or professional offenders as defined by the rules
16 of the board.

17 (2) Those who have been convicted of a criminal offense as specified by the
18 board.

19 (3)(a) Those whose presence in a gaming establishment operated by a
20 licensee or the casino operator would be adverse to the interests of Louisiana or

1 gaming operations. For purposes of this Paragraph, the following persons may be
2 excluded:

3 (i) Persons suspected of cheating.

4 (ii) Persons whose gaming privileges, permits, or licenses have been
5 suspended, revoked, or denied.

6 (iii) Persons who pose a threat to the safety of the patrons or employees of
7 the casino operator or casino manager or any casino gaming licensee.

8 (iv) Persons with a documented history of conduct involving the disruption
9 of the gaming operations in any jurisdiction.

10 (v) Persons subject to an order of a Louisiana court excluding such persons
11 from any gaming establishment.

12 (vi) Persons with pending charges for a gaming or gambling crime or a crime
13 related to the integrity of gaming operations.

14 (b) A person may not be excluded from a gaming establishment operated by
15 a licensee or the casino operator for reasons based solely on the skill level of the
16 person.

17 * * *

18 §27.4. Exclusion or ejection of persons

19 A. Any licensee, permittee, or the casino gaming operator may exclude or
20 eject any person ~~for any reason~~ if such person engages in unlawful or disruptive
21 conduct. ~~, except~~ No licensee, permittee, or the casino gaming operator may exclude
22 or eject any person based upon race, color, creed, national origin, sex, or disability
23 as defined in R.S. 51:2232(11).

24 * * *

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

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 152 Engrossed

2018 Regular Session

Leger

Abstract: Provides certain reasons for which a gaming establishment may exclude or eject a person, and prohibits the exclusion or ejection of a person based solely on the skill of the person.

Present law requires the Gaming Control Board to establish a list of persons to be excluded from gaming establishments for the following reasons:

- (1) Career or professional offenders as defined by rules of the board.
- (2) Persons convicted of a criminal offense as specified by the board.
- (3) Persons whose presence would be adverse to the interests of Louisiana or gaming operations.

Proposed law retains present law and lists the following persons who may be excluded pursuant to present administrative rules promulgated by the board:

- (1) Persons suspected of cheating.
- (2) Persons whose gaming privileges, permits, or licenses have been suspended, revoked, or denied.
- (3) Persons who pose a threat to the safety of the patrons or employees of the casino operator or casino manager or any casino gaming licensee.
- (4) Persons with a documented history of conduct involving the disruption of the gaming operations in any jurisdiction.
- (5) Persons subject to an order of a Louisiana court excluding such persons from any gaming establishment.
- (6) Persons with pending charges for a gaming or gambling crime or a crime related to the integrity of gaming operations.

Proposed law further adds that a person may not be excluded from a gaming establishment for reasons based solely on the skill level of the person.

Present law provides that gaming operators, licensees, or permittees may exclude or eject any person for any reason, except on the basis of race, color, creed, national origin, sex, or disability.

Proposed law removes the authority to exclude or eject persons for any reason and provides that gaming operators, licensees, or permittees may exclude or eject persons who engage in unlawful or disruptive conduct. Proposed law retains the present law provisions prohibiting the exclusion of persons based upon race, color, creed, national origin, sex, or disability.

(Amends R.S. 27:27.2(A) and 27.4(A))