

Regular Session, 2010

HOUSE BILL NO. 161

BY REPRESENTATIVE WOOTON

GAMBLING/VIDEO POKER: Amends law regarding suitability standards for video draw poker licensees

1 AN ACT

2 To amend and reenact R.S. 27:310(A), relative to suitability requirements for licensing to
3 operate video draw poker devices; to provide with respect to automatic
4 disqualification for licensing for certain criminal offenses; and to provide for related
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 27:310(A) is hereby amended and reenacted to read as follows:

8 §310. Suitability requirements

9 A.(1) No person may be eligible to apply or be granted a license under the
10 provisions of this Chapter if he has been convicted in any jurisdiction of any of the
11 following offenses ~~within ten years prior to the date of the application or less than~~
12 ~~ten years has elapsed between the date of application and the successful completion~~
13 ~~or service of any sentence, deferred adjudication, or period of probation or parole for~~
14 ~~any of the following:~~

15 ~~(1)~~(a) Any offense punishable by imprisonment for more than one year.

16 ~~(2)~~(b) Theft or any crime involving false statements or declarations.

17 ~~(3)~~(c) Gambling as defined by the laws or ordinances of any municipality,
18 any parish, any state, or the United States.

1 (2) A conviction or plea of guilty or nolo contendere by the applicant shall
2 not constitute an automatic disqualification as otherwise required pursuant to the
3 provisions of this Subsection if any of the following apply:

4 (a) Ten or more years have elapsed between the date of application and the
5 successful completion or service of any sentence, deferred adjudication, or period of
6 probation or parole.

7 (b) Five or more years have elapsed between the date of application, and the
8 successful completion of any sentence, deferred adjudication, or period of probation
9 or parole and the conviction was for a misdemeanor theft offense.

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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)]

Wooton

HB No. 161

Abstract: Provides that a misdemeanor theft conviction or plea shall not constitute automatic disqualification for video draw poker licensing suitability, if five or more years have elapsed between the date of application and the successful completion of any sentence, deferred adjudication, or period of probation or parole.

Present law provides for suitability standards for obtaining a license to operate video draw poker devices.

Present law provides that no person may be eligible to apply or be granted a license to operate video draw poker devices if he has been convicted in any jurisdiction of any of the following offenses within 10 years prior to the date of the application or less than 10 years have elapsed between the date of application and the successful completion or service of any sentence, deferred adjudication, or period of probation or parole for any of the following:

- (1) Any offense punishable by imprisonment for more than one year.
- (2) Theft or any crime involving false statements or declarations.
- (3) Gambling as defined by the laws or ordinances of any municipality, any parish, any state, or the U.S.

Proposed law retains the provisions of present law and further provides that a misdemeanor theft conviction or plea shall not constitute automatic disqualification for video draw poker licensing suitability, if five or more years have elapsed between the date of application and the successful completion of any sentence, deferred adjudication, or period of probation or parole.

(Amends R.S. 27:310(A))