

Regular Session, 2012

SENATE BILL NO. 197

BY SENATOR MORRELL

GAMING. Provides relative to the suitability of non-gaming suppliers. (8/1/12)

1 AN ACT

2 To amend and reenact R.S. 27:29.3, and to repeal R.S. 27:20(A)(1)(d)(iii), relative to non-
3 gaming suppliers; to provide relative to suitability requirements for non-gaming
4 suppliers; to delete provisions relative to the issuance of non-gaming supplier
5 permits; to provide relative to the promulgation of rules; and to provide for related
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 27:29.3 is hereby amended and reenacted to read as follows:

9 §29.3. Non-gaming supplier permit; **business association**

10 A.(1) ~~The division shall issue a non-gaming supplier permit to suitable~~
11 ~~persons who furnish services or goods and receive compensation or remuneration in~~
12 ~~excess of two hundred thousand dollars per calendar year for such goods or services,~~
13 ~~as defined by the rules of the board, to the holder of a license as defined in R.S.~~
14 ~~27:44(14) and 353(5), or the casino gaming operator. Such services include but are~~
15 ~~not limited to industries offering goods or services whether or not directly related to~~
16 ~~gaming activity, including junket operators and limousine services contracting with~~
17 ~~the holder of a license as defined in R.S. 27:44(14) and 353(5), or the casino gaming~~

1 operator, suppliers of food and nonalcoholic beverages, gaming employee or dealer
 2 training schools, garbage handlers, vending machine providers, linen suppliers, or
 3 maintenance companies. Any employee or dealer training school, other than
 4 employee or training schools conducted by a licensee, or the casino gaming operator,
 5 shall be conducted at an institution approved by the Board of Regents or the State
 6 Board of Elementary and Secondary Education.

7 (2) Any A non-gaming supplier or any person who, directly or indirectly,
 8 furnishes services or goods to the holder of a license as defined in R.S. 27:44(14) and
 9 353(5), or the casino gaming operator, regardless of the dollar amount of the goods
 10 and services furnished or who has a business association with the holder of a license
 11 as defined in R.S. 27:44(14) ~~and or~~ 353(5), or the casino operator, may be required
 12 by the board or division, where applicable, to be found suitable or apply for a non-
 13 gaming supplier permit **to meet suitability and qualification requirements of this**
 14 **Title.** Failure **to submit an application, if requested by the board, or** to supply
 15 all information required by the board or division, where applicable, may result in a
 16 finding of unsuitability or denial of a non-gaming supplier permit.

17 **(2) The board shall adopt rules specifying the requirements of the holder**
 18 **of a license as defined in R.S. 27:44(14) or 353(5), or the casino gaming**
 19 **operator, to ensure that persons who furnish goods and services, or persons**
 20 **performing regulated tasks who are supplied by contractual agreement or**
 21 **otherwise, are suitable.**

22 B.(1) ~~The division may waive any person or field of commerce from the~~
 23 ~~requirements of this Subsection if the division determines either of the following:~~

24 (a) ~~That the person or field of commerce is currently and sufficiently~~
 25 ~~regulated by a public agency or that it will provide goods or services in insubstantial~~
 26 ~~or insignificant amounts or quantities as determined by rule of the board.~~

27 (b) ~~That permitting is not advisable or necessary in order to protect the public~~
 28 ~~interest or to accomplish the policies established by this Section.~~

29 (2) ~~Any non-gaming supplier required to obtain a non-gaming supplier~~

1 permit, other than those listed in Subsection E in this Section may request a waiver
2 of the necessity of obtaining a non-gaming supplier permit. The division may grant
3 such a request upon a showing of good cause by the non-gaming supplier.

4 ~~(3) The division may rescind any waiver issued pursuant to this Subsection.~~

5 ~~C.~~ A person is ineligible to ~~receive~~ **be** a non-gaming supplier permit, if ~~the~~
6 ~~applicant~~ **he** holds, or employs a person who holds a gaming employee permit under
7 this Title and **the employee** participates in the management or operation of gaming
8 operations authorized under this Title.

9 ~~D. The holder of a license as defined in R.S. 27:44(14) or R.S. 27:353(5), or~~
10 ~~the casino gaming operator shall ensure that all persons required to be licensed or~~
11 ~~permitted, or persons performing regulated tasks who are supplied by contractual~~
12 ~~agreement or otherwise, are properly licensed or permitted pursuant to this Title.~~

13 ~~E. Persons, firms, or corporations holding valid wholesale licenses issued by~~
14 ~~the federal, state, and local governments for the sale of alcoholic beverages shall not~~
15 ~~be required to obtain a permit of the sale of goods other than gaming devices or~~
16 ~~equipment and shall be exempt from the fee provided for in Subsection F of this~~
17 ~~Section.~~

18 F. ~~C.~~ The annual fee for a permit issued **finding of suitability** under the
19 provisions of this Section is two hundred fifty dollars. This fee is required to be
20 submitted at the time of application **as requested by the board** and on the
21 anniversary date of the issuance of the permit thereafter.

22 Section 2. R.S. 27:20(A)(1)(d)(iii) is repealed.

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

DIGEST

Present law requires the issuance of a non-gaming supplier permit to suitable persons who furnish services or goods and receive compensation or remuneration in excess of \$200,000 per calendar year for such goods or services, as defined by the rules of the board, to the holder of a riverboat gaming license, slot machine gaming at live racing facility license, or the casino gaming operator.

Proposed law removes the requirement to issue such non-gaming permit. Proposed law authorizes the board to require non-gaming suppliers to meet suitability requirements and

submit application if requested by the board.

Present law requires any employee or dealer training school other than employee or training schools conducted by a licensee, or the casino gaming operator, be done at a BESE or Board of Regents approved institution.

Proposed law removes this requirement.

Proposed law prohibits a person from being a non-gaming supplier if he holds, or employs a person who holds a gaming employee permit and such employee participates in the management or operation of regulated gaming operations.

Present law authorizes the board to collect a \$250 fee for a non-gaming supplier permit.

Proposed law continues such authorization for a finding of suitability if requested by the board.

Effective August 1, 2012.

(Amends R. S. 27:29.3; repeals R. S. 27:20(A)(1)(d)(iii))