

Regular Session, 2012

HOUSE BILL NO. 717

BY REPRESENTATIVE THOMPSON

TAX/GAMING: Dedicates a portion of the state tax on riverboats collected in boats in Bossier and Caddo parishes to the Shreveport-Bossier Sports Commission and the Independence Bowl

1 AN ACT

2 To amend and reenact R.S. 27:92(B)(2)(b)(i) and (c) and R.S. 47:322.30(C) and to enact
3 R.S. 27:92(B)(2)(d) and R.S. 47:322.30(D) , relative to the collection and disposition
4 of fees from the conduct of gaming activities on a riverboat; to dedicate a portion of
5 fees collected from certain riverboats operating within Bossier Parish and Caddo
6 Parish; to provide for the uses of the Shreveport-Bossier City Visitor Enterprise
7 Fund; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 27:92(B)(2)(b)(i) and (c) are hereby amended and reenacted and R.S.
10 27:92(B)(2)(d) is hereby enacted to read as follows:

11 §92. Collection and disposition of fees

12 * * *

13 B.

14 * * *

15 (2) After complying with the provisions of Paragraph (1) of this Subsection,
16 the state treasurer shall, each fiscal year, credit the following amounts to the
17 following funds:

18 * * *

1 (b)(i) Except as provided in Item (ii) of this Subparagraph and Subparagraph
2 (d) of this Paragraph, the franchise fee paid pursuant to R.S. 27:91(C)(1) to the state
3 general fund.

4 * * *

5 (c) To a special fund, which is hereby created in the state treasury and
6 entitled the Riverboat Gaming Enforcement Fund, an amount equal to the revenues
7 received by the state pursuant to this Chapter, less any monies credited to other funds
8 pursuant to the provisions of Subparagraphs ~~(a) and (b)~~ (a), (b), and (d) of this
9 Paragraph.

10 (d)(i) Two and one-half percent of the franchise fees paid pursuant to R.S.
11 27:91(C)(1) which is attributable to any riverboat gaming license operating in Caddo
12 Parish or Bossier Parish to the Shreveport-Bossier City Visitor Enterprise Fund, as
13 provided in R.S. 47:322.30.

14 (ii) Two and one-half percent of the license fees paid pursuant to R.S.
15 27:91(B)(2) which is attributable to any riverboat gaming license operating in Caddo
16 Parish or Bossier Parish to the Shreveport-Bossier City Visitor Enterprise Fund, as
17 provided in R.S. 47:322.30.

18 (iii) Six and one-half percent of the franchise fee paid pursuant to R.S.
19 27:91(C)(1) which is attributable to any riverboat gaming licensee in Caddo Parish
20 or Bossier Parish not in operation prior to July 1, 2012, which subsequently begins
21 operation on or after July 1, 2012, to the Shreveport-Bossier City Visitor Enterprise
22 Fund, as provided in R.S. 47:322.30.

23 (iv) Six and one-half percent of the license fee paid pursuant to R.S.
24 27:91(B)(2) which is attributable to any riverboat gaming licensee in Caddo Parish
25 or Bossier Parish not in operation prior to July 1, 2012, which subsequently begins
26 operation on or after July 1, 2012, to the Shreveport-Bossier City Visitor Enterprise
27 Fund, as provided in R.S. 47:322.30.

28 * * *

1 Section 2. R.S. 47:322.30(C) is hereby amended and reenacted and R.S.
2 47:322.30(D) is hereby enacted to read as follows:

3 §322.30. Disposition of certain collections in the cities of Shreveport and Bossier

4 City

5 * * *

6 C. Notwithstanding any provision of law to the contrary, monies deposited
7 in this fund from the avails of the fees paid pursuant to R.S. 27:92(B)(2)(d)
8 attributable to any riverboat gaming license operating in Caddo Parish or Bossier
9 Parish shall be appropriated each year by the legislature as follows:

10 (1)(a) Fifty percent to the Shreveport-Bossier Sports Commission.

11 (b) Fifty percent to the Independence Bowl Foundation, Inc.

12 (2) In the event either the Shreveport-Bossier Sports Commission or the
13 Independence Bowl are abolished or in any other way cease to exist, one hundred
14 percent shall be appropriated to the remaining entity. In the event both the
15 Shreveport-Bossier Sports Commission and the Independence Bowl are abolished
16 or in any other way cease to exist, one hundred percent to the Shreveport-Bossier
17 Convention and Tourist Bureau.

18 D. All unexpended and unencumbered monies remaining in the fund at the
19 end of the fiscal year shall remain in the fund. The monies in the fund shall be
20 invested by the treasurer in the same manner as the monies in the state general fund,
21 and all interest earned shall be deposited in the state general fund.

22 Section 3. This Act shall become effective July 1, 2012; if vetoed by the governor
23 and subsequently approved by the legislature, this Act shall become effective on July 1,
24 2012, or on the day following such approval by the legislature, whichever is later.

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)]

Thompson

HB No. 717

Abstract: Dedicates state revenues from riverboat gaming operations in Bossier and Caddo parishes to the Shreveport-Bossier Sports Commission and the Independence Bowl.

Present law (R.S. 27:91) provides for certain fees on riverboat gaming licensees including:

- (1) A license fee of 3.5% of net gaming proceeds.
- (2) A franchise fee of 15% of net gaming proceeds.
- (3) An additional franchise fee of 3% of net gaming proceeds.

Present law requires that the fees on riverboat gaming licensees be deposited into the Compulsive Problem and Gaming Fund, the state general fund, the Support Education in La. First Fund (the SELF Fund), and the Riverboat Gaming Enforcement Fund.

Present law requires that the franchise fee of 15% of net riverboat gaming proceeds be deposited into the state general fund, excluding 9% of the 15% which is to be deposited into the SELF Fund.

Proposed law retains present law on revenues deposited into the Compulsive Problem and Gaming Fund and the SELF Fund.

Proposed law requires that 2.5% of the 15% franchise fee which is attributable to any riverboat gaming license operating in Caddo Parish or Bossier Parish be deposited into the Shreveport-Bossier City Visitor Enterprise Fund.

Present law requires that 9% of the license fee of 3.5% of net riverboat gaming proceeds be deposited into the SELF Fund.

Proposed law retains present law and requires that 2.5% of the 3.5% license fee which is attributable to any riverboat gaming license operating in Caddo Parish or Bossier Parish be deposited into the Shreveport-Bossier City Visitor Enterprise Fund.

Present law creates the Riverboat Gaming Enforcement Fund and provides that an amount equal to the revenues received from riverboat gaming proceeds less certain monies credited to the Compulsive and Problem Gaming Fund, the SELF Fund and the state general fund.

Proposed law retains present law and further adds monies credited to the Shreveport-Bossier City Visitor Enterprise Fund pursuant to proposed law.

Proposed law provides 6.5% of the 15% license fee which is attributable to any riverboat gaming licensee in Caddo Parish or Bossier Parish not in operation prior to July 1, 2012, which subsequently begins operation on or after July 1, 2012, be dedicated to the Shreveport-Bossier City Visitor Enterprise Fund.

Proposed law provides 6.5% of the 3.5% franchise fee which is attributable to any riverboat gaming licensee in Caddo Parish or Bossier Parish not in operation prior to July 1, 2012, which subsequently begins operation on or after July 1, 2012, be dedicated to the Shreveport-Bossier City Visitor Enterprise Fund.

Present law creates the Shreveport-Bossier City Visitor Enterprise Fund and provides that the monies in the fund are available exclusively for use by the Shreveport-Bossier Convention and Tourist Bureau for the purpose of promoting and enhancing tourism activities.

Proposed law retains present law and further provides that monies deposited into the fund attributable to riverboat gaming license and franchise fees paid in Caddo Parish or Bossier Parish shall be appropriated as follows:

(1) 50% to the Shreveport-Bossier Sports Commission.

Proposed law sunsets Dec. 31, 2014, unless reenacted by the legislature.

(2) 50% to the Independence Bowl Foundation, Inc.

Proposed law further provides that in the event either the Shreveport-Bossier Sports Commission or the Independence Bowl are abolished then, 100% of such monies shall be appropriated to the other entity.

Proposed law further provides that in the event both the Shreveport-Bossier Sports Commission and the Independence Bowl are abolished then, 100% of such monies shall be appropriated to the Shreveport-Bossier Convention and Tourist Bureau.

Effective July 1, 2012.

(Amends R.S. 27:92(B)(2)(b)(i) and (c) and R.S. 47:322.30(C); Adds R.S. 27:92(B)(2)(d) and R.S. 47:322.30(D))