

SENATE BILL NO. 103

BY SENATOR MORRELL

1 AN ACT

2 To amend and reenact R.S. 27:28(E) and (J) and 431(D), relative to gaming; to prohibit
3 application for certain approval, licenses, and permits for a period of five years under
4 certain circumstances; to delete provisions regarding a finding of unsuitability based
5 upon the failure to make payments to the Internal Revenue Service within a certain
6 time period; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 27:28(E) and (J) and 431(D) are hereby amended and reenacted to
9 read as follows:

10 §28. Suitability standards

11 * * *

12 E. ~~Any person whose license or permit has been revoked or who has been~~
13 ~~found unsuitable in this state or any other jurisdiction is not eligible to obtain any~~
14 ~~license or permit pursuant to the provisions of this Title for a period of five years~~
15 ~~from the date the revocation or finding of unsuitability becomes final. **A person**~~
16 ~~**who has been found unsuitable or whose license, permit, or approval has been**~~
17 ~~**revoked, in this state or any other jurisdiction, may not apply for a license,**~~
18 ~~**permit, or approval or a finding of suitability for five years from the date there**~~
19 ~~**was a finding of unsuitability, or the license, permit, or approval was revoked,**~~
20 ~~**unless the board allows the application for good cause shown. The board shall**~~
21 ~~**promulgate rules necessary to carry out the provisions of this Section.**~~

22 * * *

23 J. In the awarding of a license, permit, casino operating contract, or other
24 approval pursuant to the provisions of this Title, the board and division may consider
25 that the person is not current in filing all applicable tax returns and in the payment
26 of all taxes, penalties, and interest owed the Internal Revenue Service, excluding
27 items under formal appeal. ~~However, if the board or the division awards a license,~~

1 ~~permit, contract, or other approval to a person who is not current in payments owed~~
 2 ~~to the Internal Revenue Service, the person shall subsequently be found unsuitable~~
 3 ~~if he is not current in payments owed the Internal Revenue Service within sixty days~~
 4 ~~of the issuance of such license, permit, contract, or other approval.~~

* * *

6 §431. Powers and duties of the board or division; restrictions; permits

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8 D. ~~For a period of five years from the date of the revocation of the license,~~
 9 ~~no license authorized by this Chapter may be granted to any person whose previous~~
 10 ~~license was revoked by the division.~~ **A person who has been found unsuitable or**
 11 **whose license, permit, or approval has been revoked, may not apply for a**
 12 **license, permit, or approval or a finding of suitability for five years from the**
 13 **date there was a finding of unsuitability, or the license, permit, or approval was**
 14 **revoked, unless the board allows the application for good cause shown. The**
 15 **board shall promulgate rules necessary to carry out the provisions of this**
 16 **Section.**

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PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____