

SENATE BILL NO. 363

BY SENATOR MARTINY

1 AN ACT

2 To amend and reenact R.S. 27:319(B)(1)(a)(ii) and (b)(iii), relative to penalties for certain  
3 violations of the Video Draw Poker Devices Control Law; to provide with respect  
4 to the revocation of a license for certain violations; and to provide for related  
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 27:319(B)(1)(a)(ii) and (b)(iii) are hereby amended and reenacted  
8 to read as follows:

9 §319. Allowing underage persons to play video draw poker devices; penalties;  
10 revocation of license

11 \* \* \*

12 B.(1) Violations of Subsection A of this Section shall be penalized by the  
13 division as follows:

14 (a) For allowing a person under the age of twenty-one to play or operate a  
15 video draw poker device at a licensed establishment, unless the licensee, his  
16 employee, or agent reasonably believed that the person was twenty-one years old or  
17 older:

18 \* \* \*

19 (ii) For a third or subsequent violation, a license revocation **hearing** shall be  
20 conducted at which time the board shall determine whether or not there are  
21 extenuating circumstances pursuant to which a license suspension or revocation  
22 should not be imposed.

23 (b) For allowing a person under the age of twenty-one to play or operate a  
24 video draw poker device at a licensed establishment when the licensee, his employee,  
25 or agent is shown to have known or reasonably believed he was allowing a person  
26 under the age of twenty-one years old to play or operate a video draw poker device,  
27 or for allowing a person under the age fifteen years old to play or operate a video

1 draw poker device at a licensed establishment regardless of what the licensee, his  
2 employee or agent knew or reasonably believed about the age of that person:

3 \* \* \*

4 (iii) For a third or subsequent violation, a license revocation **hearing** shall  
5 be **conducted at which time the board shall determine whether or not there are**  
6 **extenuating circumstances pursuant to which a license suspension or revocation**  
7 **should not be** imposed.

8 \* \* \*

9 Section 2. In the event Senate Bill 575 of the 2012 Regular Session is enacted into  
10 law, the Louisiana State Law Institute is hereby directed to redesignate R.S. 27:319 as  
11 amended in this Act as R.S. 27:443.

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PRESIDENT OF THE SENATE

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

\_\_\_\_\_  
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_