

SENATE BILL NO. 365

BY SENATOR MARTINY

1 AN ACT

2 To amend and reenact R.S. 27:306(A)(4)(b), relative to the operation of video draw poker
3 devices at qualified truck stop facilities; to provide with respect to the calculation of
4 fuel sales; to provide for exceptions regarding the fuel sales requirements at certain
5 facilities; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 27:306(A)(4)(b) is hereby amended and reenacted to read as follows:

8 §306. State license qualifications; limitations; right to hearing

9 A.

10 * * *

11 (4)

12 * * *

13 (b)(i) Except as provided for in Subparagraph (7)(a) of this Subsection **and**
14 **in R.S. 27:306(A)(4)(b)(ii)**, the number of video draw poker devices placed at a
15 qualified truck stop facility shall be based on the average monthly fuel sales
16 calculated quarterly, **using four sets of three calendar months**, for the first year of
17 operation and thereafter shall be based upon the average monthly fuel sales
18 calculated annually, **using a calendar year**, as follows:

19 ~~(i)~~**(aa)** One hundred thousand gallons of fuel of which forty thousand gallons
20 are diesel - not more than fifty devices.

21 ~~(ii)~~**(bb)** Seventy-five thousand gallons of fuel of which thirty thousand
22 gallons are diesel - not more than forty devices.

23 ~~(iii)~~**(cc)** Fifty thousand gallons of fuel of which ten thousand are diesel - not
24 more than thirty-five devices.

25 **(ii) In addition to the requirements in Item (i) of this Subparagraph, a**
26 **qualified truck stop facility, except a qualified truck stop facility located in**
27 **Orleans Parish, which complies or has complied with one of the fuels sales**

1 **requirements of Item (i) of this Subparagraph for five consecutive years shall**
2 **thereafter be permitted to retain the number of devices it operated during that**
3 **same consecutive five-year period provided it continues to meet the fuel sales**
4 **requirement set forth in R.S. 27:306(A)(4)(b)(i)(cc).**

5 **(iii) The board may adopt rules to recognize alternative fuel sources to**
6 **satisfy the requirements regarding fuel sales provided by this Chapter.**

7 * * *

8 Section 2. In the event Senate Bill 575 of the 2012 Regular Session is enacted into
9 law, the Louisiana State Law Institute is hereby directed to redesignate R.S. 27:306(A)(4)(b)
10 as amended in this Act as R.S. 27:416(C).

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____