

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

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

* * *

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

* * *

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

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____