

**LOUISIANA
ADMINISTRATIVE CODE**

**TITLE 42
LOUISIANA GAMING**

APRIL 2019

UPDATE

State Tax Clearance – Penalty Schedule

This amended LAC 42:III.2115.B and LAC 42:III.2325.H

Surveillance and Division Room Requirements

This amended LAC 42:III.3305

4. Appointment as a Special Agent
 - a. Upon approval of an application and appointment of an applicant as a special agent, the secretary shall issue:
 - i. for employees at state prisons, headquarters, and prison enterprises, a commission card which serves as authority to carry a firearm and/or perform duties in accordance with R.S. 15:825.2; or
 - ii. for employees at probation and parole, a memorandum to the director of probation and parole certifying the employee is commissioned as a "special agent" as well as a commission card; or
 - iii. for employees at private prisons, a memorandum to the warden certifying the employee is commissioned as a "special agent" as well as a commission card.
 - iv. employees issued a commission card shall be required to carry the card at all times during the performance of his duties. The undersecretary, director of prison enterprises, or warden shall ensure that commission cards for employees appointed as special agents are kept current.

5. Duties of Special Agents
 - a. The duties of a special agent are to provide assistance to other law enforcement agencies to improve public safety. These duties include, but are not limited to:
 - i. execution of warrants;
 - ii. emergency aid and other assistance as requested;
 - iii. patrol duties; and
 - iv. detention and transportation of arrestees.

6. Carrying of Weapons
 - a. Special agents may carry weapons exposed or concealed while in the performance of their duties in the same manner as law enforcement officers, pursuant to R.S. 15:825.2.

7. Equipping Special Agents
 - a. The unit head or designee shall be responsible for properly equipping special agents with adequate equipment for law enforcement duties as appropriate to the assignment, (i.e. bullet proof vests, service weapons, flash lights, etc.).

8. Employee Termination of a Special Agent
 - a. Upon an employee's termination, the commission card shall be surrendered to appropriate unit personnel.

9. Training
 - a. Special agents must be in compliance with the provisions of department regulation no. C-01-008 "Firearms Training" or division of probation and parole firearms training policy as applicable.

- b. Special agents who participate in community policing activities must successfully complete training appropriate to their assignments as defined by institutional or division of probation and parole policy.

AUTHORITY NOTE: Promulgated in accordance with R.S. 49:950.

HISTORICAL NOTE: Promulgated by the Department of Corrections, Office of Adult Services, LR 4:487 (December 1978), amended by the Department of Public Safety and Corrections, Corrections Services, LR 37:2184 (July 2011), LR 45:580 (April 2019).

James M. Le Blanc
Secretary

1904#043

RULE

Department of Public Safety and Corrections Gaming Control Board

Computer System Requirement (LAC 42:III.3305)

The Department of Public Safety and Corrections, Gaming Control Board, in accordance with R.S. 27:15, R.S. 27:24, and the provisions of the Administrative Procedures Act, R.S. 49:950 et seq., has amended LAC 42:III.3305.G—Surveillance and Division Room Requirements. This proposed rule change amends the citation within subsection G to create uniformity with the new chapter of Part III of Title 42 of the Administrative Code, Chapter 28—Casino Computer Systems. This Rule is hereby adopted on the day of promulgation.

Title 42

LOUISIANA GAMING

Part III. Gaming Control Board

Chapter 33. Surveillance

§3305. Surveillance and Division Room Requirements

A. - F. ...

G. The division room shall be furnished with all necessary furniture and fixtures as specified by the division, be equipped with a security radio and house telephone, and shall house a dedicated computer which provides computer accessibility for division agents to review, monitor and record data with the same functionality and specifications as provided in §2825 of Chapter 28 of this Part.

H. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 27:15 and 24.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Gaming Control Board, LR 38:1665 (July 2012), amended LR 45:581 (April 2019).

Ronnie Jones
Chairman

1904#016

RULE

Department of Public Safety and Corrections Gaming Control Board

State Tax Clearance (LAC 42:III.2115 and 2325)

The Louisiana Gaming Control Board pursuant to R.S. 27:15 and R.S. 27:24 has amended LAC 42:III.2115.B and LAC 42:III.2325.H. The rule change provides for enforcement action against applicants for a gaming employee permit for failure to provide only a state tax clearance. The rule change will require that an applicant for a gaming employee permit provide only a state tax clearance and will remove the requirement of providing a tax clearance from the Internal Revenue Service. This Rule is hereby adopted on the day of promulgation.

Title 42
LOUISIANA GAMING
Part III. GAMING CONTROL BOARD
Chapter 21. Licenses and Permits
§2115. Tax Clearances Required of an Applicant for a Gaming Employee Permittee

A. ...
 B. Failure to provide the state tax clearances required by Subsection A of this Section may constitute grounds for delaying consideration or for denial of the application.

C. - C.2. ...
 AUTHORITY NOTE: Promulgated in accordance with R.S. 27:15 and 24.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Gaming Control Board, LR 38:1612 (July 2012), amended LR 45:581 (April 2019).

Chapter 23. Compliance, Inspections and Investigations

§2325. Administrative Actions and Penalty Schedule

A. - G. ...
 H. Penalty Schedule

Section Reference	Description	Base Penalty	Proscriptive Period (Months)
Louisiana Administrative Code, Title 42, Part III			
Chapter 21. Licenses and Permits			
* * *			
2115	State Tax Clearances Required of a Gaming Employee Permittee	\$250	24
* * *			

AUTHORITY NOTE: Promulgated in accordance with R.S. 27:15 and 24.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Gaming Control Board, LR 38:1620 (July 2012), amended LR 45:582 (April 2019).

Ronnie Jones
 Chairman

1904#017

RULE

Department of Public Safety and Corrections
Office of State Police

Accident Reports (LAC 55:I.Chapter 8)

In accordance with the provisions of R.S. 32:398(F) relative to the authority of the Office of State Police to promulgate and enforce rules, the Office of State Police has adopted the following Rule regarding the establishment of costs for copies of accident reports. This Rule is hereby adopted on the day of promulgation.

Title 55
PUBLIC SAFETY
Part I. State Police

Chapter 8. Accident Reports

§801. Costs of Accident Reports

A. Pursuant to R.S. 32:398(F) the following fee scale shall be used for the sale of accident reports.

1. For a certified, paper copy or electronic copy of an accident report not exceeding two pages, the cost shall be \$1.50.

2. For a certified, paper copy of an accident report exceeding two pages, the cost shall be \$16.50.

3. For an electronic copy of an accident report exceeding two pages, the cost shall be \$11.50.

B. Accident reports are available for purchase online at www.lsp.org or at each local Troop office.

AUTHORITY NOTE: Promulgated in accordance with R.S. 32:398(F).

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Office of State Police, LR 45:582 (April 2019).

§802. Third Party Convenience Fee

A. Notice is hereby given that pursuant to R.S. 49:316.1(A)(2), the following third party convenience fee(s) shall apply to the purchase of an accident report:

1. For the purchase of an accident report by credit cards and similar types, the third party convenience fee shall be \$2.50 + 2.5 percent.

2. For the purchase of an accident report by ACH payments and similar types, the third party convenience fee shall be \$2.50 + \$100.

AUTHORITY NOTE: Promulgated in accordance with R.S. 32:398(F).

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Office of State Police, LR 45:582 (April 2019).

Lt. Col. Jason Starnes
 Chief Administrative Officer

1904#050

RULE

Department of Public Safety and Corrections
Office of State Police

Issuance of Concealed Handgun Permits
 (LAC 55:I.Chapter 13)

In accordance with the provisions of R.S. 40:1379.1 relative to the authority of Louisiana Department of Public Safety to promulgate and enforce rules pursuant to the issuance of concealed handgun permits, Louisiana Department of Public Safety, Louisiana State Police hereby has amended rules under Title 55, Part I, §§1301, 1305, 1307, 1309, and 1315 in relation to requiring certified copies of court minutes as opposed to affidavits, clarification of arrest record, failing to disclose an arrest, requiring fingerprint cards when fingerprint card is not already on file, suspension of permits for DWI arrest, returning invalid permits, and reapplying for permit after denial. This Rule is hereby adopted on the day of promulgation.

Title 55
PUBLIC SAFETY
Part I. State Police

Chapter 13. Issuance of Concealed Handgun Permits
§1301. Applications and Permits

A. - E. ...