

**LOUISIANA  
ADMINISTRATIVE CODE**

**TITLE 42  
LOUISIANA GAMING**

**MAY 2019  
UPDATE**

**Non-Gaming Suppliers**

This amended LAC 42:III.2108

**Relocation of Gaming Operations**

This amended LAC 42:III.2401

1. Offenders shall have reasonable access to a grievance remedy procedure that includes at least two levels of review if necessary.

a. A DPS and C offender housed in a non-DPS and C facility with a complaint that relates to time computation, requests for transfer, or transitional work program requests should submit his grievance request directly to DPS&C Headquarters Internal Affairs. A representative from Headquarters Internal Affairs shall respond to the offender within 90 days. If the offender is not satisfied with the response, he may file suit with the 19<sup>th</sup> Judicial District Court.

b. A DPS and C offender housed in a non-DPS and C facility with a complaint that relates to conditions of confinement, personal injuries, medical complaints, the classification process, challenges to rules, regulations, or policies, or any other complaint not outlined above in section a. should submit his grievance request to the jail administrator of the facility in which he is housed. If the offender is not satisfied with the response, he may file suit with the district court of the parish in which the facility is located.

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

HISTORICAL NOTE: Promulgated by the Department of Corrections, Office of Adult Services, LR 28:857 (April 2002), amended LR 28:1993 (September 2002), amended by the Department of Public Safety and Corrections, Corrections Services, LR 37:3275 (November 2011), LR 39:2779 (October 2013), LR 45:672 (May 2019).

James M. Le Blanc  
Secretary

1905#037

**RULE**

**Department of Public Safety and Corrections  
Corrections Services**

**Lost Property Claims (LAC 22:I.369)**

The Department of Public Safety and Corrections, Corrections Services, in accordance with R.S. 36:404, hereby repeals LAC 22:I.369, Lost Property Claims in its entirety. This repeal is a technical adjustment as the information is promulgated in §325 and will remain intact and enforced as a department regulation. This Rule is hereby adopted on the day of promulgation.

**Title 22**

**CORRECTIONS, CRIMINAL JUSTICE AND LAW  
ENFORCEMENT**

**Part I. Corrections**

**Chapter 3. Adult Services**

**§369. Lost Property Claims**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 15823.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Office of Adult Services, LR 19:657 (May 1993), amended LR 28:856 (April 2002), repealed by the

Department of Public Safety and Corrections, Corrections Services, adopted LR 45:677 (May 2019).

James M. Le Blanc  
Secretary

1905#038

**RULE**

**Department of Public Safety and Corrections  
Gaming Control Board**

**Gaming Operations Relocation (LAC 42:III.2401)**

The Department of Public Safety and Corrections, Louisiana 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., hereby gives notice that it has amended LAC 42.III.2401, Relocation of Gaming Operations to a Facility, Procedure. This rule change clarifies practices already required to take place in the industry and creates uniformity with the amended statutes and the newly enacted statutes as a result of Act 469 of the 2018 Regular Legislative Session. The rule change allows for the consideration of past economic development in the relocation of gaming operations to a facility. This Rule is hereby adopted on the day of promulgation.

**Title 42**

**LOUISIANA GAMING**

**Part III. Gaming Control Board**

**Chapter 24. Relocation of Gaming Operations**

**§2401. Relocation of Gaming Operations to a Facility,  
Procedure**

A. - B.1.h. ...

2. If substantial completion of a riverboat vessel and approved project was completed after January 1, 2005 (with a minimum monetary investment of \$200 million), the board will consider this past economic investment and may allow not more than 6 percent of the gaming positions as provided in R.S. 27:44 to be located in an existing structure which is part of the approved project. The licensee shall request the change to the designated gaming area by filing a petition detailing the date of substantial completion and the monetary investment and shall include the following:

- a. a site plan designating the licensee's current approved berth site and the location of the existing structure;
- b. a legal property description of the land owned or leased by the licensee on which the structure is located;
- c. a detailed plan for staffing, installation of gaming devices and equipment, security and surveillance, and a date for the commencement of gaming activities at the site; and
- d. any other information, documentation, plan, or description requested by the board or division.

C. ...

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 44:2217 (December 2018), amended LR 45:677 (May 2019).

Ronnie Jones  
Chairman

1905#009

## RULE

### Department of Public Safety and Corrections Gaming Control Board

#### Non-Gaming Suppliers (LAC 42:III.2108)

The Department of Public Safety and Corrections, Louisiana 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.2108, Non-Gaming Suppliers. This rule change clarifies practices already required to take place in the industry and creates uniformity with the amended statute as a result of Act 685 of the 2018 Regular Legislative Session. The rule change establishes the monetary amount of goods and services at which point a non-gaming permit is required. This Rule is hereby adopted on the day of promulgation.

#### Title 42

### LOUISIANA GAMING

#### Part III. Gaming Control Board

#### Chapter 21. Licenses and Permits

#### §2108. Non-Gaming Suppliers

A. A non-gaming supplier shall not apply for a non-gaming supplier permit unless it reasonably foresees supplying goods or services and/or receiving payment for goods or services from a licensee or casino operator for an amount equal to or greater than five hundred thousand dollars per calendar year. Any non-gaming supplier, regardless of whether having been permitted or not and regardless of the dollar amount of goods or services provided to a licensee or casino operator, may be required by the board or division to apply to the division for a finding of suitability.

B. A non-gaming supplier shall be prohibited from supplying goods or services to, and/or receive payment for goods or services from, a licensee or casino operator of an amount equal to or greater than five hundred thousand dollars during any calendar year, unless such non-gaming supplier holds a valid non-gaming supplier permit, an exemption pursuant to the provisions of Subsection C of this Section, or a waiver pursuant to the provisions of Subsection E of this Section.

C. - D. ...

E. Any non-gaming supplier required to obtain a non-gaming supplier permit, other than those listed in Subsection C of this Section, may request a waiver of the necessity of obtaining a non-gaming supplier permit. The division may grant such a request upon showing of good cause by the non-gaming supplier. The division may rescind any such waiver which has been previously granted upon written notice to the non-gaming supplier.

F. ...

G. Each licensee and casino operator shall submit to the division, on a quarterly basis, a report containing a list of all non-gaming suppliers that have received \$10,000 or more from the licensee or casino operator during the previous quarter, or an amount equal to or greater than \$500,000 during the preceding calendar year as payment for providing non-gaming services or goods. This report shall include the name and address of the supplier, a description of the type of goods or services provided, the supplier's non-gaming

supplier permit number if paid an amount equal to or greater than \$500,000 during the year included in the report, federal tax identification number, and the total amount of all payments made by the licensee or casino operator, or any person acting on behalf of the licensee or casino operator, to each supplier. The report shall be sent to the division no later than 20 days after the end of each quarter.

H. - I.9. ...

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 38:1609 (July 2012), amended LR 41:1497 (August 2015), amended LR 45:678 (May 2019).

Ronnie Jones  
Chairman

1905#008

## RULE

### Department of Public Safety and Corrections Office of Motor Vehicles

#### Hang Tags for Mobility Impaired Individuals (LAC 55:III.Chapter 23)

Editor's Note: This Rule is being repromulgated to correct citation errors. The original Rule can be viewed in its entirety on pages 279-281 of the February 20, 2019 *Louisiana Register*.

Under the authority of R.S. 47:463.4, in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., the Department of Public Safety and Corrections, Public Safety Services, Office of Motor Vehicles (department), hereby adopts rules regarding Hang Tags for Mobility Impaired Individuals. This Chapter is new and implements the provisions of Act 240 of the 2018 Regular Session of the Louisiana Legislature which provide for the length of time a permanent hang tag is valid. This Rule is hereby adopted on the day of promulgation.

#### Title 55

### PUBLIC SAFETY

#### Part III. Motor Vehicles

#### Chapter 23. Hang Tags for Mobility Impaired Individuals

#### §2301. Definitions

A. As used in this Chapter, the following terms have the meanings described below.

*Medical Examiner*—a person licensed to practice medicine in Louisiana or any other state or territory of the United States, a person licensed to practice chiropractic by the Louisiana State Board of Chiropractic Examiners, a person licensed by the Louisiana State Board of Physical Therapy Examiners, or advanced practice registered nurses.

*Mobility Impaired*—the individuals who come under statutory definition of a mobility impaired person or a veteran who has a 50 percent or more service connected disability are eligible for the mobility impaired hang tag.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:463.4.