# NOTICE OF INTENT

## Department of Public Safety and Corrections

## Louisiana Gaming Control Board

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 intends to amend LAC 42:III.2737. The rule change allows for LAC 42:III.2737 to recover government owed debt from gaming winnings, which is authorized by La. R.S. 47:1676 (D)(4).

**Title 42**

**LOUISIANA GAMING**

**Part III. Gaming Control Board**

## Chapter 27. Accounting Regulations

### §2737. Casino Gaming Payment Interception

A. The Department of Children and Family Services (DCFS) and the Louisiana Department of Revenue, Office of Debt Recovery (ODR) shall provide real-time or immediate electronic access to a database containing current information for persons having child support arrearages or overpayments and debts recoverable and payable to ODR pursuant to La. R.S. 47:1676. This access shall be available to the entities licensed or permitted under chapters 1, 4, 5, 7, or 10 of title 27 of the *Revised Statutes*. Access, hosting, and maintenance of this system may be coordinated with DCFS.

1. Upon the availability of a single-point inquiry system, which allows for searches of one or more real-time databases for both ODR and DCFS containing debt information to entities licensed or permitted under chapters 1, 4, 5, 7, or 10 of title 27 of the Revised Statutes, the requirements of this Section will apply to that system. The recovery of debts owed to ODR pursuant to this subsection are subordinate to debts owed to DCFS from this system in accordance with R.S. 47:1676(D)(4)(d). The authorization provided for in this Paragraph shall not prime the claim of the DCFS under the provisions of R.S. 46:236.15(D) or R.S. 47:9026 to any payments of progressive slot machine annuities or cash gaming winnings.

B. 1. Prior to issuing payment of winnings (either cash [including any sports wagering winnings] or a second or later progressive slot machine annuity payment) in an amount requiring the filing of a W-2G or substantially equivalent form, the payor shall access the DCFS database and/or any other system implemented in accordance with Subsection A of this Section to determine if the winning patron is recorded as owing overdue child support or receiving child support overpayments, or owing other debts to the state, or debts payable to ODR under this section.

2. If the patron is recorded as owing a debt in the system(s), the payor may deduct up to $35 as an administrative fee and shall then intercept the amount noted from the patron's winnings. Fees deducted by a licensee for the interception of ODR debts are separate and in addition to any fees which may have been collected for the interception of DCFS debts. Any amount remaining following the deduction of the administrative fee, intercept amount, and any other deductions required by law shall then be paid to the winning patron.

3. If the winning patron's information is not recorded in the database, a licensee shall maintain a record of the negative search results for each payment made to a cash prize winner by attaching a print out of the negative results or similar "No Record Found" page generated by the database to the jackpot payout slip. A generated

log of all searches made may be printed and maintained in the licensee's accounting records in lieu of attaching the negative results record to each jackpot payout slip.

4. If the winning patron's information is not recorded in the database(s), a permittee who issues a second or later progressive slot annuity payment shall maintain a copy of the negative results or other "No Record Found" page generated by the database for each payment made to a progressive slot jackpot annuitant.

5. If the winning patron's information is not recorded in the database(s), a sports wagering operator shall maintain a record of the negative search results for each payment made to a sports wagering winner via electronic record or by attaching a printout of the negative results or similar "No Record Found" page generated by the database to the winning ticket or some other division approved report listing all winners issued a W2-G. A generated log of all searches made may be created and maintained in the sports wagering operator's accounting records in lieu of attaching the negative results record to each ticket. If available, the log shall be retained with the division approved report of winners issued a W2-G.

C. 1. Intercepted amounts shall be forwarded to DCFS within seven business days in accordance with R.S. 27:24(A)(5)(c) and shall include a record of the identifying information for the individual from whom the payment was intercepted and the amount intercepted from each individual. Alternatively, if the payment is owed to another agency, the payment shall be made in accordance with that agency's directive.

2. Licensees may aggregate multiple interception amounts for transfer to DCFS, ODR, or another agency, provided they include a simultaneous record of the identifying information for the individuals from whom the payments were intercepted and the amount intercepted from each individual.

D. 1. Licensee's and sports wagering operator's internal controls shall include, but not be limited to, the following:

a. the amount of the administrative fee charged for processing interceptions;

b. either a list of employees authorized to access the database(s) or an authorization noted in an authorized employee's job description;

c. procedures designed to prevent employees from willfully failing to withhold intercept payments identified in one or more state systems providing access to the casino or sports book operation or platform;

d. procedures for restricting access to any DCFS, ODR, or other state database to authorized employees in such a manner that identifies the employee accessing the database;

e. procedures for ensuring only authorized employees access the database;

f. procedures for accessing and searching the database;

g. procedures for preserving the confidentiality of the information retrieved from the database;

h. procedures for ensuring the amount paid to a winning patron shall equal the jackpot or cash prize less the administrative fee, the interception amount, and tax withholdings if any;

i. procedures for preventing patrons with outstanding child support arrearages, overpayments, debts owed to ODR, or other system identified debts, from transferring or assigning their jackpots to another patron;

j. procedures for withholding payment from patrons listed in the database;

k. procedures for notifying patrons subject to interception of the withholding by providing them with a receipt stating the reason for the interception, the amount withheld, and contact numbers for the intercepting agency;

l. procedures for attaching or maintaining a copy of the winning patron's interception receipt to the jackpot slip, ticket, or division approved W2-G report maintained by the cashier or sports wagering operator;

m. procedures for attaching the documentation required by Subsection F of this Section to the jackpot slip, ticket or division approved W2-G report in the event the database is inaccessible;

n. procedures for the timely forwarding intercepted payments to the appropriate agency; and

o. procedures to ensure payments to DCFS are the primary payments and ensuring intercepted funds are forwarded to the appropriate agency.

E – F …

G.1 – G.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 37:1415 (May 2011), amended LR 41:1494 (August 2015), emergency LR 47:1246 (September 2021), amended LR 48:47 (January 2022).

**Public Comments**

Interested persons may submit written comments to Cathryn E. Langlois, Assistant Attorney General, Louisiana Department of Justice, Gaming Division, 1885 North Third Street, Fifth Floor, Baton Rouge, LA 70802. All comments must be submitted no later than the end of business day, central time zone, of January 10, 2026.

Christopher B. Hebert

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Chairman

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1. Upon the availability of a single-point inquiry system, which allows for searches of one or more real-time databases for both ODR and DCFS containing debt information to entities licensed or permitted under chapters 1, 4, 5, 7, or 10 of title 27 of the Revised Statutes, the requirements of this Section will apply to that system. ~~Debts owed to DCFS maintain priority over debts from this system in accordance with R.S. 47:1676(D)(4)(d).~~ The recovery of debts owed to ODR pursuant to this subsection are subordinate to debts owed to DCFS from this system in accordance with R.S. 47:1676(D)(4)(d). The authorization provided for in this Paragraph shall not prime the claim of the DCFS under the provisions of R.S. 46:236.15(D) or R.S. 47:9026 to any payments of progressive slot machine annuities or cash gaming winnings.

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m. procedures for attaching the documentation required by Subsection F of this Section to the jackpot slip, ticket or division approved W2-G report in the event the database is inaccessible;

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