

NOTICE OF INTENT

Department of Public Safety and Corrections

Louisiana Gaming Control Board

Electronic Submissions

(LAC 42:III.101, 108, 109, 112, 116, 120, 401, 402, and 403)

The Department of Public Safety and Corrections, Louisiana Gaming Control Board (the "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.101, 108, 109, 112, 116, 120, 401, 402, and 403. The rule change clarifies the name of the gaming enforcement division within the Department of Public Safety, Office of State Police. Additionally, the rule change permits the submission of applications and forms through electronic format and provides for the certification of the applicant when submitting forms and documentation through the online application. The rule change establishes procedures for electronic submissions, including requests for hearings, to the Board and provides that any entity or individual electing to file documents electronically may waive other service methods as provided in LAC 42:III.108 and 109 in favor of electronic service. Additionally, the proposed amendments authorize certain electronic filings through the rule-defined portal maintained on the Board's website.

Title 42

LOUISIANA GAMING

Part III. Gaming Control Board

Chapter 1. General Provisions

§101. Definitions

Board - Chairman...

Division or Department —the division of the office of state police, Department of Public Safety, which provides investigatory, regulatory, and enforcement services to the board in the implementation, administration, and enforcement of the Act.

AUTHORITY NOTE: Promulgated in accordance with R.S. 27:1 et seq.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Gaming Control Board, LR 22:1140 (November 1996).

§108. Board Hearings

A.1. Any person against whom an administrative action is proposed, and any person against whom an enforcement action is taken, may request a hearing by filing a written request with the board through its hearing office by electronic mail to the hearing office's official electronic mailing address as provided in the notice of proposed action or on the board's official website, by mail through the hearing office's official mailing address as provided in the notice of proposed action or on the board's official website, or by hand delivery at the hearing office in Baton Rouge. The request shall be filed within 10 days of service of the notice of proposed action, or within 10 days of the date the enforcement action is taken. All hearings requested, and any matter the board determines should be heard in a public hearing, shall be conducted in accordance with this Section.

A.2. – C.1. ...

C.2. The requesting party shall be notified of the time, date and location of the hearing by certified mail or personal service. If notice of the hearing cannot be made by certified mail or personal service, the requesting party may be notified of the time, date and location of the hearing by United States Postal Service First Class mail or electronic means to the party's last provided physical or mailing or electronic mailing address. If the requesting party has consented to service through electronic transmission through Chapter 4 of Part III of Title 42, service may be

effectuated solely by delivering the notice to the most recently provided designated electronic mail address, with service deemed complete and effective upon transmission.

D. – E. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 27:1 et seq.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Gaming Control Board, LR 23:77 (January 1997), amended LR 24:2129 (November 1998), LR 48:2359 (September 2022).

§109. Duties of Licensees, Permittees, and Applicants; Service

A. – C.1. ...

2. Except as provided in Subsection D of this Section, nothing in this Section shall prevent service solely through electronic transmission for permittees, licensees, and applicants who consent to receive service electronically as provided for in Chapter 4 of Part III of Title 42.

D. - F. ...

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

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Gaming Control Board, LR 48:2359 (September 2022).

§112. Petition for Agency Review of Rule

A. ...

B. Petitions for agency review shall be submitted in writing to the Gaming Control Board through electronic submission to its official electronic mailing address, by mail to its official mailing address, or by hand delivery at its office in Baton Rouge, all found on the board's official website.

C.- D. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 27:1 et seq.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Gaming Control Board, LR 23:1322 (October 1997).

§116. Petition for Declaratory Orders and Rulings, Statutes and Rules

A. ...

B. Petitions referred to in §116.A shall be in writing and filed with the board through electronic submission to its official electronic mailing address, by mail to its official mailing address, or by hand delivery at its office in Baton Rouge, all found on the board's official website.

C. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 27:1 et seq.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Gaming Control Board, LR 24:695 (April 1998).

§120. Application and Reporting Forms

A. All applicants, licensees, permittees, and persons required to be found suitable shall utilize and complete, as applicable, the most recent version of the following forms in either paper or electronic format, subject to submission formats and requirements that the board may establish from time to time. All forms may be accessed through the websites of the board and division.

1. - 8. ...

B.1. All applicants, licensees, permittees and persons required to be found suitable shall fully comply with all instructions contained in the prescribed forms and shall provide all documentation and information requested therein.

2. When electronically submitting an application or request for a license, permit, or other approval, the applicant shall certify that all of the information and documentation submitted electronically is true and correct, that the applicant has not used a false or fictitious name in such application, and that the applicant has not knowingly made a false statement or has not knowingly concealed any material fact or otherwise committed any fraud in any such application or request.

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 26:340 (February 2000), amended LR 40:1379 (July 2014), LR 41:2176 (October 2015), LR 42:575 (April 2016), LR 47:256 (February 2021), LR 48:46 (January 2022), LR 50:264 (February 2024).

§401. General

A. - C. ...

D. Any permittee, licensee, or applicant that files documents electronically may consent to receive all notices, orders, decisions, correspondence, and administrative processes from the board or division through electronic transmission.

1. By consenting to receive all notices, orders, decisions, correspondence, and administrative processes from the board or division through electronic transmission, the filing party waives the right to physical service of process, personal service, certified mail service, or written physical notification as otherwise provided by LAC 42:III.108 and LAC 42:III.109.

2. Service delivered to the designated electronic mail address as last provided by the filing party shall be deemed complete and effective upon the date shown on the delivery receipt in accordance with LAC 42:III.109(F).

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 38:2934 (November 2012), amended LR 40:1381 (July 2014).

§402. Definitions

A. ...

Electronic Document – Electronic Signature...

Electronic Application System—an online system or platform that allows users to submit electronic applications, requests for approval, and documents to the division in a secure, standardized digital format maintained on the division's website.

Electronic Submission Portal—online system or platform that allows users to submit electronic documents to the board in a secure, standardized digital format maintained on the board's website.

Subscriber – User...

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 38:2934 (November 2012).

§403. Electronic Submission Procedure

A. Written communications or documentation, including applications, may be submitted to the board or division electronically, provided that the board or division allow electronic submission for that type of document, the sender transmits the electronic document to or through the electronic system designated by the board or division for receiving such submissions in accordance with the system requirements established for submission, and:

1. For applications and other requests for approval otherwise delivered to the division,
 - a. the submission is submitted through an electronic application system found on the division's website,
 - b. the sender has executed a proper subscriber agreement in accordance with the procedures established by the board or division,
 - c. all electronically submitted copies of original documents are true and accurate digital copies of the original document, and
 - d. the electronic application or request bears a valid electronic signature.

2. For all other electronic submissions, electronic filings, or electronically mailed documents otherwise delivered to the board, including, but not limited to, petitions, appeals of hearing office decisions, and briefs,

- a. the electronic filing is sent to the official electronic mailing address for the board, identified on the board's website, or, if such becomes available, through the electronic submission portal for the board found on the board's website, and
- b. all electronically submitted copies of original documents are true and accurate digital copies of the original document.

3. For all other electronic submissions or filings or electronically mailed documents otherwise delivered to the hearing office, including, but not limited to, requests for hearing, appeals of enforcement actions, motions, briefs, exhibits, etc.,

- a. the electronic filing is sent to the electronic mailing address for the hearing office, as identified on the board's website, and
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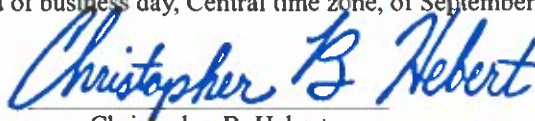
B. ...

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 38:2935 (November 2012).

Public Comments

Interested persons may submit written comments to Amy Danageozian, 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 September 10, 2026.



Christopher B. Hebert
Chairman

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1. ~~the sender transmits the electronic document to an electronic document receiving system designated by the board or division for receiving such submissions in accordance with the system requirements established for submission; For applications and other requests for approval otherwise delivered to the division,~~

a. the submission is submitted through an electronic application system found on the division's website,

b. the sender has executed a proper subscriber agreement in accordance with the procedures established by the board or division,

c. all electronically submitted copies of original documents are true and accurate digital copies of the original document, and

d. the electronic application or request bears a valid electronic signature.

2. ~~the electronic document is a true and accurate digital copy of the original document; and For all other electronic submissions, electronic filings, or electronically mailed documents otherwise delivered to the board, including, but not limited to, petitions, appeals of hearing office decisions, and briefs,~~

a. the electronic filing is sent to the official electronic mailing address for the board, identified on the board's website, or, if such becomes available, through the electronic submission portal for the board found on the board's website, and

b. all electronically submitted copies of original documents are true and accurate digital copies of the original document.

3. ~~the electronic document bears a valid electronic signature. For all other electronic submissions or filings or electronically mailed documents otherwise delivered to the hearing office, including, but not limited to, requests for hearing, appeals of enforcement actions, motions, briefs, exhibits, etc.,~~

a. the electronic filing is sent to the electronic mailing address for the hearing office, as identified on the board's website, and

b. all electronically submitted copies of original documents are true and accurate digital copies of the original document.

B. ...

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 38:2935 (November 2012).

Family Impact Statement

Pursuant to the provisions of R.S. 49:972, the Gaming Control Board, through its chairman, has considered the potential family impact of the proposed Rule.

The proposed Rule has no known impact on the following:

1. The effect on stability of the family.
2. The effect on the authority and rights of parents regarding the education and supervision of their children.

3. The effect on the functioning of the family.
4. The effect on family earnings and family budget.
5. The effect on the behavior and personal responsibility of children.
6. The ability of the family or a local government to perform the function as contained in the proposed rule.

Poverty Impact Statement

Pursuant to the provisions of R.S. 49:973, the Gaming Control Board, through its chairman, has considered the potential poverty impact of the proposed Rule.

The proposed Rule has no known impact on impact on the following:

1. The effect on household income, assets, and financial security.
2. The effect on early childhood development and preschool through postsecondary education development.
3. The effect on employment and workforce development.
4. The effect on taxes and tax credits.
5. The effect on child and dependent care, housing, health care, nutrition, transportation, and utilities assistance.

Small Business Analysis

Pursuant to the provisions of R.S. 49:974.2-974.8, the Regulatory Flexibility Act, the Louisiana Gaming Control Board, through its chairman, has concluded that the proposed Rule is not anticipated to have an adverse impact on small business; therefore, a Small Business Impact Statement has not been prepared.

Provider Impact Statement

Pursuant to the provisions of HCR170 of 2014, the Gaming Control Board, through its chairman, has considered the potential provider impact of the proposed Rule.

The proposed Rule has no known impact on impact on the following:

1. The effect on the staffing level requirements or qualifications required to provide the same level of service.
2. The total direct and indirect effect on the costs to the provider to provide the same level of service.
3. The overall effect on the ability of the provider to provide the same level of service.

Public Comments

Interested persons may submit written comments to Amy Danageozian, 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 September 10, 2026.



Christopher B. Hebert
Chairman