

**ACT No. 725**

Regular Session, 2004

SENATE BILL NO. 802

BY SENATORS MOUNT AND THEUNISSEN AND REPRESENTATIVES FLAVIN,  
GEYMANN, E. GUILLORY, JOHNS AND MORRISH

1 AN ACT

2 To amend and reenact R.S. 27:96(A), relative to the Louisiana Riverboat Economic  
3 Development and Gaming Control Act; to provide with respect to prohibited acts and  
4 gaming offenses on riverboats; to provide that certain elected public officials can  
5 engage in business activities with a riverboat gaming licensee as a non-key gaming  
6 employee under certain circumstances; to provide for notification requirements; to  
7 provide for the adoption of rules; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 27:96(A) is hereby amended and reenacted to read as follows:

10 §96. Contracts prohibited; gaming operator; public officials; penalties

11 A.(1) No elected public official as defined in R.S. 42:1 shall engage in any  
12 business activity with a licensee except as a patron, ~~or~~ as a performing professional  
13 musician.

14 **R.S. 27.96(A)(2) is all new law.**

15 (2)(a) An elected public official as defined in R.S. 42:1 who is a member of  
16 a governing authority of a parish who was elected to his initial term in 2004, may  
17 engage in any business activity with a licensee if he is a non-key gaming employee  
18 as defined by R.S. 27:3(16), if such employment commenced at least four years prior  
19 to holding elective public office.

20 (b) An elected public official as defined in R.S. 42:1 who is a member of a  
21 school board who took his oath of office for his initial term in 2004, may engage in  
22 any business activity with a licensee if he is a non-key gaming employee as defined  
23 by R.S. 27:3(16), if such employment commenced at least two years prior to the  
24 effective date of this Act.

1           (3) If the official is a performing professional musician, the official shall give  
2 notice to the Board of Ethics and the Louisiana Gaming Control Board not later than  
3 five days prior to any performance. If the official is also subject to the Judicial  
4 Canons of Ethics, then he must also provide such notice to the judicial administrator  
5 of the Louisiana Supreme Court. Such notice shall include but not be limited to the  
6 following information: the date, time and location of the performance; the amount  
7 of compensation the official has contracted to receive for the performance; and the  
8 identity of the person or entity providing compensation to the official. A copy of the  
9 contract shall also be attached to such notice. Cash compensation to the official for  
10 the performance is prohibited by this Section. The Board of Ethics may promulgate  
11 rules to provide for additional information to be included in such notice.

12 **R.S. 27:96(A)(4) is all new law.**

13           (4)(a) If the person has been a non-key gaming employee of a licensee for a  
14 period of four years or more prior to holding such public office, the person shall give  
15 notice to the Board of Ethics, the Louisiana Secretary of State Elections Division, and  
16 the Louisiana Gaming Control Board not later than five days after qualifying for  
17 elective public office. Such notice shall include, but not be limited to the following  
18 information: the nature, duration, and compensation for said employment; the  
19 identity of the licensee for whom the person is employed; a copy of the employment  
20 contract if the employment is subject to a written contract, and if not written, a  
21 description of the terms of employment between the licensee and the employee. The  
22 public official has a duty to supplement responses upon any changes in the  
23 information contained in the original notice within thirty days of said change. The  
24 Board of Ethics may promulgate rules to provide for additional information to be  
25 included in such notice.

26           (b) In the event a non-key employee who is also an elected official becomes  
27 a key employee, as defined by R.S. 27:3(14), such employee shall resign such  
28 elective office within thirty days of becoming a key employee. Provided however, no  
29 person who lobbies for a licensee can run for elective public office.

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Section 2. The provisions of this Act shall become effective on August 1, 2004.

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PRESIDENT OF THE SENATE

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_