

LOUISIANA GAMING CONTROL BOARD

Minutes of December 19, 2000

1/16/01
APPROVED

The Louisiana Gaming Control Board held a meeting on Tuesday, December 19, 2000, 10:00 a.m., Committee Room 1, of the Louisiana State Capitol. Present at this meeting were Board Members Hillary J. Crain, Chairman; Robert M. Fleming, Vice-Chairman; Ralph R. Perlman, Sec./Treasurer; James Boyer, Gen. Sherian Cadoria, Dennis Kinchen, Dudley Lastrapes, Marcia Morgan, and ex-officio member Sec. Cynthia Bridges. Absent was board member Rupert Richardson, and ex-officio member, Col. Terry Landry.

The meeting was called to order. The Chairman stated the October minutes needed to be corrected. Page 2, fourth paragraph, second line, after Judge Fleming add "*to amend the proposed amendment to rule LAC 42:XI.2405 (B) 12.*". It was moved by Sec. Perlman to approve the October minutes as corrected. That motion was seconded by Mr. Boyer and unanimously approved by the Board.

It was moved by Mr. Boyer to correct the November minutes and approve as corrected. Page 2, appeal No. 8, In Re: Speciality Diving, after permit add "*That motion was seconded by Mr. Kinchen and unanimously approved by the Board*". Mr. Boyer's motion was seconded by Sec. Perlman and unanimously approved by the Board.

Mr. Jeff Traylor, State Police Gaming Audit Division, presented the revenue reports for the riverboats and the landbased casino. Ms. Donna Stevens, Audit Supervisor in Video Gaming, presented the statistics for video gaming.

Ms. Evie Ficklin and Ms. Donna Jackson, both with State Police Gaming Audit Division, addressed the Board concerning a Petition by Hollywood Casino for Approval of Lines of Credit Facilities.

Following their presentation, it was moved by Mr. Boyer, seconded by Mr. Kinchen, and unanimously approved by the Board to approve the Lines of Credit.

Mr. Jay Quinlan, Director of the Attorney General's Gaming Division, addressed the Board with reference to the financial stability of Jazz Casino Corporation and the status of its default. He stated that J.C.C. would be closely monitored to determine if any additional regulatory orders or conditions should be placed on the company.

The Board acted on and approved applications for the following truckstops:

1. Food-N-Fun, Inc., d/b/a The Big Easy Casino
2. Plantation Truck Plaza & Casino, L.L.P.
3. Minden Truck Center, L.L.C. d/b/a Trucker's Paradise
4. Minden Truck Center, L.L.C. d/b/a Waverly Truck Stop
5. Harlaicyn, L.L.C. d/b/a Avondale Truck Stop
6. Fillmore Oil Co., d/b/a Goodwill Fina Truckstop
7. Riverbend Truckstop & Palace Casino, Inc., d/b/a Riverbend Truckstop & Palace Casino of Reserve

The Board held a public hearing on the Proposed Amendment to Rule LAC 42:XIII.1701, Definition of "Louisiana Business" (Riverboat).

Following numerous comments, it was moved by Vice-Chairman Fleming to hold the amendment to the rule in abeyance until after the legislative session. That motion was seconded by Ms. Morgan and unanimously approved by the Board.

Mr. Lastrapes made a motion to adopt amendments to LAC 42:VII.2901, IX.2901, XI.2417, and XIII.2901, Code of Conduct (Live Racing Facility Slot Machine Gaming, Landbased Casino, Video Poker, Riverboat). That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

It was moved by Mr. Perlman to adopt amendments to LAC 42:XI.2405 B.12, Surrender of License (Video Poker). That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

The Board acted on a Petition for Declaratory Ruling filed on behalf of Louisiana Downs, Inc., for an interpretation of "Emergency Evacuation Routes" and "Designated Gaming Area." Following the discussion, it was moved by Mr. Lastrapes, seconded by Mr. Kinchen, and unanimously approved by the Board to allow exclusion from designated gaming area a space or aisle within the designated gaming area required by federal or state statutes or by federal, state or local agency mandate for public safety including emergency evacuation routes. The space, as determined by the division, required for a patron to operate or play a slot machine should be designated gaming area. Additionally, the space adjacent to (side to side and back to back) the gaming devices are calculated as designated gaming area unless otherwise required to be non gaming space by federal or state statute or by federal, state or local regulatory agency, for the safety of patrons, employees or the general public. Any space within the area where gaming is conducted is part of the designated gaming area for purposes of compliance with the statutory ban on underage gaming and Rule 2915.

The Board acted on proposed settlements/appeals in the following:

1. In Re: Logansport Gaming, L.L.C. - Motion by Sec. Perlman to approve the settlement. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.
2. In Re: S & A Truck & Convenience - Motion by Sec. Perlman to approve the settlement. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.
3. In Re: Bailey Theater - Motion by Mr. Lastrapes to approve the settlement. That motion was seconded by Mr. Boyer and unanimously approved by the Board.
4. In Re: Pelican Produce Company - Motion by Mr. Lastrapes to reverse the Hearing Officer and allow the hearing. That motion was seconded by Ms. Morgan and approved by a 6 to 2 vote. Voting for the motion was Sec. Perlman, Mr. Boyer, Gen. Cadoria, Mr. Kinchen, Mr. Lastrapes and Ms. Morgan. Voting against the motion was Chairman Crain and Vice-Chairman Fleming.

There being no public comments it was moved by Sec. Perlman to adjourn the meeting. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

The meeting was adjourned.