

## Notice of Intent

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

The Department of Public Safety and Corrections, Gaming Control Board, in accordance with R.S. 27:15 and 24 and with the Administrative Procedure Act, R.S. 49:950 et seq., hereby gives notice that it intends to amend LAC 42:XI.2411 – Regulatory, Communication, and Reporting Responsibilities, and LAC 42:XI.2413 - Devices. The proposed amendments will require licensed service entities to maintain records of invoices, of service and/or repair to devices, which shall contain electronic (soft) and mechanical (hard) meter readings before and after service and/or repair of the device when the logic board is accessed or meter readings are altered. The proposed amendments will require video gaming licensees to provide the service/repair form and current meter readings from the device to the division upon request. The proposed amendments will require device owners to retain the door ticket, which may be scanned and retained electronically, for a period not less than 90 days. The proposed amendments will require device owners to maintain a current written maintenance log that shall contain as a log entry any time the logic board is accessed or meter readings are altered, mechanical (hard) and electronic (soft) meter readings of the video draw poker gaming device.

#### Title 42 LOUISIANA GAMING

#### Part XI. Video Poker

#### Chapter 24. Video Draw Poker

#### §2411. Regulatory, Communication, and Reporting Responsibilities

A. – E.6. ...

F. Licensed Service Entities

1. All licensed service entities shall be required to maintain the following records:

a. invoices, of all services and/or repairs to devices, which shall contain, but not be limited to:

- i. date device was received;
- ii. date device was serviced;
- iii. date device was returned;

iv. service entity name and license number;

v. device owner name and license number;

vi. manufacturer, make, and model number of the device;

vii. device serial number;

viii. description of service and/or repair performed on the device;

ix. name of certified technician performing service and/or repair on the device; and

x. electronic (soft) and mechanical (hard) meter readings before and after service and/or repair of the device when the logic board is accessed or meter readings are altered;

b. – G.2 ...

3. If applicable, all licensees shall provide the division with all required device-related reports, to include, but not be limited to, the following:

a. APPLICATION FOR VIDEO POKER DEVICE PERMIT, which shall be submitted for any enrollment, device renewal, device transfer, decal replacement, or withdrawal within five business days of any enrollment, device renewal, device transfer, decal replacement, or withdrawal;

b. GAMING DEVICE OWNERSHIP TRANSFER NOTIFICATION, which shall be submitted for any change of ownership of any device within five business days of the change of ownership;

c. VIDEO GAMING DEVICE SHIPMENT NOTIFICATION, which shall be submitted for any shipment of any device at least three business days prior to the date of shipment of any device; and

d. VIDEO GAMING DEVICE SERVICE/REPAIR FORM, which shall be submitted upon request of the division when any service or repair is done to a device that alters any meter reading of the device. The division may request current meter readings from the device that shall be submitted in a manner prescribed by the division within 24 hours.

H. – H.4. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 33:4862.1 et seq.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Office of State Police, Gaming Enforcement Section, Video Gaming Division, LR 18:196 (February 1992), amended LR 21:582 (June 1995), amended by the Department of Public Safety and Corrections, Gaming Control Board, LR 30:269 (February 2004), repromulgated LR 30:444 (March 2004), amended LR 32:109 (January 2006), LR.

**§2413. Devices**

A. – A.1.o. ...

p. a ticket voucher printing system located in a locked compartment of the device in order to safeguard the audit copy. In addition:

i. printing of all totals from the meters shall occur automatically by means of a switch attached to the locking mechanism each time the device is accessed;

ii. the printing system shall have a paper sensing device that prevents play and disables the device if there is insufficient paper to print a ticket voucher for a player or an audit copy. Upon sensing the "paper low" or "paper out" signal, the device shall finish printing the ticket voucher for the last game played and prevent further play; and

iii. the paper contained in the printing mechanism for the printing of the ticket vouchers and the audit copy shall be of a type which diminishes the ability to copy, alter, or falsify;

iv. all device owners shall retain the door ticket for a period of not less than 90 days. The door ticket may be scanned and retained electronically.

q. – E.6. ...

7. All device owners shall maintain a current, written maintenance log for each video draw poker gaming device operating within a licensed establishment, on a form approved by the division, for the purpose of keeping records of routine maintenance and repairs. All log entries shall contain the following information:

a. time and date of access of the video draw poker gaming device;

b. reason for access of the video draw poker gaming device;

c. any time the logic board is accessed or meter readings are altered, mechanical (hard) and electronic (soft) meter readings of the video draw poker gaming device;

d. the signed and printed name and state issued permit number of the certified individual accessing the video draw poker gaming device;

e. area of the video draw poker gaming device accessed; and

f. time and date the video draw poker gaming device was secured.

8. – L.1.c.ii. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 33:4862.1 et seq. and R.S. 27:1 et seq.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Office of State Police, Gaming Enforcement Section, Video Gaming Division, LR 18:197 (February 1992), amended LR 21:582 (June 1995), amended by the Department of Public Safety and Corrections, Gaming Control Board, LR 23:1322 (October 1997), LR 25:85 (January 1999), LR 30:269 (February 2004), repromulgated LR 30:446 (March 2004), amended LR 32:109 (January 2006), LR 32:1613 (September 2006), LR 40:1109 (June 2014), repromulgated LR 40:1382 (July 2014), amended LR 40:1384 (July 2014), LR.

**Public Comments**

Interested persons may submit written comments to Earl G. Pitre, Jr., 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 November 10, 2022.

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Ronnie S. Johns  
Chairman

**I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS (Summary)**

The proposed rule change will result in savings to state governmental units as a result of the proposed rule changes to LAC 42:XI.2411 - Regulatory, Community, and Reporting Responsibilities and LAC 42:XI.2413 - Devices. The proposed rule change may slightly decrease the workload for Louisiana State Police Gaming Enforcement Division on behalf of the Gaming Control Board, due to licensees being required to provide service/repair forms upon request rather than submitting the forms within five business days of the service/repair to the video gaming device that may alter the meter reading. The proposed rule change will also require licensees to provide current meter readings in a manner prescribed by the division within twenty-four hours.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

The proposed rule change will have no effect on revenue collections of state or local governmental units.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS, SMALL BUSINESSES, OR NON-GOVERNMENTAL GROUPS (Summary)

The proposed rule change may result in cost savings to directly affected persons, small businesses, or non-governmental units. Currently, licensees are required to submit the service/repair form within five business days of the service/repair that may alter meter readings from the video gaming device. The proposed rule change will require video gaming licensees to provide the service/repair form to the division upon request and to provide current meter readings in a manner prescribed by the division, within twenty-four hours. The proposed rule change will require licensed service entities to maintain records of invoices, service, and/or repair to devices when the logic board is accessed or meter readings are altered. The proposed rule change will require device owners to retain the door ticket, which may be scanned and retained electronically, for a period not less than 90 days and to maintain a current written maintenance log containing a log entry any time the logic board is accessed or meter readings, mechanical (hard) and electronic (soft), of the device are altered.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

The proposed rule change will have no effect on competition and employment.