

**A-Engrossed**  
**Senate Bill 81**

Ordered by the Senate February 5  
Including Senate Amendments dated February 5

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Governor Theodore R. Kulongoski for Oregon State Lottery)

**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Expands types of performance security Oregon State Lottery Commission may accept from lottery contractor.

**A BILL FOR AN ACT**

1  
2 Relating to performance security of lottery contractors; creating new provisions; and amending ORS  
3 461.430.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 461.430 is amended to read:

6 461.430. (1) *[Each]* **A** lottery contractor shall perform its contract consistent with the laws of  
7 this state, federal law, and laws of the state or states in which *[such lottery contractor is performing*  
8 *or producing, in whole or in parts, any of the goods or services contracted for hereunder]* **the lottery**  
9 **contractor, in whole or in part, performs services or produces goods required by the**  
10 **contract.**

11 *[(2) Each lottery contractor for the printing of tickets used in any lottery game, for providing goods*  
12 *or services involving the receiving or recording of number selections in any lottery game or for pro-*  
13 *viding goods or services involving the determination of winners in any lottery game shall, at the time*  
14 *of executing the contract with the commission, post a performance bond with the commission, using a*  
15 *surety acceptable to the commission, in an amount acceptable to the commission.]*

16 **(2) At the time specified in the contract, a lottery contractor shall post performance se-**  
17 **curity with the Oregon State Lottery Commission in a form and an amount acceptable to the**  
18 **commission and issued by a surety, financial institution, insurer, escrow agent or other**  
19 **person acceptable to the commission if the lottery contractor:**

20 **(a) Prints tickets used in a lottery game;**

21 **(b) Provides goods or performs services involving the receipt or recording of number se-**  
22 **lections in a lottery game; or**

23 **(c) Provides goods or performs services involving the determination of winners in a lot-**  
24 **tery game.**

25 **SECTION 2. The amendments to ORS 461.430 by section 1 of this 2009 Act apply to con-**  
26 **tracts entered into or renewed on or after the effective date of this 2009 Act.**

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**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.  
New sections are in **boldfaced** type.