

**A-Engrossed**  
**Senate Bill 1537**

Ordered by the Senate February 10  
Including Senate Amendments dated February 10

Sponsored by Senator BEYER (Presession filed.)

**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.

Provides that mutuel pool for live or previously held horse race may include *[unclaimed]* amounts carried forward from mutuel pool from previous races.

**Modifies definition of "mutuel" wagering.**

Authorizes Oregon Racing Commission to adopt rules to identify forms of mutuel wagering that race meet licensees may offer. Provides that device used by race meet licensee to offer mutuel wagering in accordance with commission rules is not considered slot machine or gray machine.

**A BILL FOR AN ACT**

1  
2 Relating to mutuel wagering; creating new provisions; and amending ORS 462.010.

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

4 **SECTION 1. Section 2 of this 2014 Act is added to and made a part of ORS chapter 462.**

5 **SECTION 2. (1) The mutuel pool for a live horse race or a previously held horse race**  
6 **may:**

7 (a) **In addition to any amounts authorized under ORS 462.720, include amounts carried**  
8 **forward from the mutuel pool of one or more previous races that were subject to mutuel**  
9 **wagering; and**

10 (b) **Be carried forward and included in the mutuel pool of subsequent races that are**  
11 **subject to mutuel wagering.**

12 (2) **In addition to any other authority of the Oregon Racing Commission to adopt rules,**  
13 **the commission may adopt rules to identify forms of mutuel wagering that race meet**  
14 **licensees are allowed to offer.**

15 (3) **A device is not a slot machine or gray machine for purposes of ORS 167.108 to 167.164**  
16 **if used for the purpose of carrying out a form of mutuel wagering offered by a race meet**  
17 **licensee in accordance with commission rules.**

18 **SECTION 3. ORS 462.010 is amended to read:**

19 462.010. As used in this chapter, unless the context otherwise requires:

20 (1) "Breaks" means the odd cents remaining after the payoff prices have been computed in ac-  
21 cordance with ORS 462.140 (3).

22 (2) "Calendar year" means a 12-month year, January 1 through December 31.

23 (3) "Commission" means the Oregon Racing Commission.

24 (4) "Continuous race meet" includes any exhibition of animal racing continuously at the same  
25 race course by two or more licensees where the mutuel system is used in conjunction with any race.

26 (5) "Drug" means any narcotic, sedative, anesthetic, analgesic, drug or other medication of any

**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.

1 kind or description intended for use in any manner, directly or indirectly, internally or externally,  
2 in the diagnosis, treatment, mitigation or cure of injury or disease or for use in the prevention of  
3 disease that could affect, in any manner, the racing condition or performance of an animal as a  
4 depressant, stimulant, local anesthetic, analgesic, sedative or otherwise. "Drug" includes:

5 (a) Substances, other than foods, intended to affect the structure or any function of the body of  
6 the animal and all substances affecting the central nervous system, respiratory system or blood  
7 pressure of any animal other than vitamins or supplemental feeds; and

8 (b) Any identified substance that can affect or interfere with the true and accurate testing and  
9 analysis of blood, saliva, urine or other samples taken from racing animals.

10 (6) "Fiscal year" means a 12-month year, as described in ORS 293.605.

11 (7) "Gross mutuel wagering" means all mutuel wagering that is made in person:

12 (a) At the race course of a race meet licensee;

13 (b) At an off-race course mutuel wagering location approved by the commission; or

14 (c) Through account wagering authorized under ORS 462.142.

15 (8) "Licensee" means a person, partnership, corporation, political subdivision, municipal corpo-  
16 ration or any other body holding a license under this chapter.

17 (9) "Mutuel" means a system whereby:

18 (a) Wagers with respect to the outcome of a race are placed with a wagering pool in which the  
19 participants are [*wagering with each other and not against the operator.*] **not wagering against the**  
20 **operator; and**

21 **(b) The operator distributes to one or more winning participants the total amount in the**  
22 **wagering pool, less amounts deducted by the operator as approved by the commission.**

23 (10) "Public training track" means any race course or other facility that is available or open to  
24 the public for use in the training or schooling of racing animals.

25 (11) "Race" means any race conducted in a race meet. "Race" includes races conducted without  
26 wagering, provided one or more races in the meet are conducted with wagering.

27 (12) "Race course" means all the premises used in connection with the conduct of a race meet,  
28 including but not limited to, the race track, grandstands, paddock, stables, kennels and all other  
29 buildings and grounds adjacent to or appurtenant to the physical limits of the race track.

30 (13) "Race meet" means any exhibition of animal racing where the mutuel system is used in  
31 conjunction with any race.

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