

**PROPOSED AMENDMENTS TO  
A-ENGROSSED HOUSE BILL 4028**

1 On page 1 of the printed A-engrossed bill, line 2, after the first semicolon  
2 insert “creating new provisions;” and before the first “and” insert “,  
3 461.200”.

4 On page 2, after line 10, insert:

5 **“SECTION 2.** ORS 461.200 is amended to read:

6 “461.200. (1) [*Within 105 days after the confirmation by the Senate of the*  
7 *Director of the Oregon State Lottery and at least three commissioners, the di-*  
8 *rector shall begin public sales of tickets or shares.*] The Oregon State Lottery  
9 shall be [*initiated and shall continue to be*] operated so as to produce the  
10 maximum amount of net revenues to benefit the public purpose described in  
11 [*section 4,*] Article XV, **section 4**, of the **Oregon** Constitution [*of the State*  
12 *of Oregon*], commensurate with the public good. **To achieve this mission,**  
13 **in the operation of the Oregon State Lottery, the Oregon State Lottery**  
14 **Commission shall balance its obligation to maximize net revenues with**  
15 **its obligation to serve the public good through activities and choices**  
16 **that:**

17 **“(a) Inform users of lottery games of the potential risk for abuse**  
18 **of games of chance; and**

19 **“(b) Address and encourage responsible use of lottery games.**

20 **“(2)** Other state government departments, boards, commissions, agencies  
21 and their officers shall cooperate with the lottery commission so as to aid  
22 the lottery commission in fulfilling these objectives.

1       **“SECTION 3. Section 4 of this 2014 Act is added to and made a part**  
2 **of ORS chapter 461.**

3       **“SECTION 4. (1) For games of chance operated as lottery games,**  
4 **the Oregon State Lottery Commission shall adopt a comprehensive**  
5 **responsible gaming policy. The policy must integrate consideration of**  
6 **responsible playing of games of chance into the operation of the**  
7 **Oregon State Lottery to ensure the integrity, security, honesty and**  
8 **fairness of the lottery games and the associated marketing practices**  
9 **and retail operation of the lottery games.**

10       **“(2) To develop the policy described in subsection (1) of this section,**  
11 **the lottery commission shall engage a diverse group of stakeholders,**  
12 **including Oregon State Lottery employees, lottery game retailers, in-**  
13 **dividuals with expertise in the responsible use of games of chance and**  
14 **individuals with expertise in mental health and addiction issues re-**  
15 **lated to the use of games of chance.**

16       **“(3) The policy must include:**

17       **“(a) A code of best practices that describes how the lottery com-**  
18 **mission implements the mission described in ORS 461.200 and provides**  
19 **guidance to Oregon State Lottery employees regarding ethical stan-**  
20 **dards.**

21       **“(b) Procedures to ensure that decision makers consider the best**  
22 **available research on the effects of lottery games and associated**  
23 **marketing activities on vulnerable individuals who struggle with**  
24 **mental health and addiction issues related to the use of games of**  
25 **chance and who may be negatively affected by their use of lottery**  
26 **games.**

27       **“(c) Strategies to minimize the risk of harm to vulnerab**  
28 **le individuals from their use of lottery games.**

29       **“(4) Neither the requirement in ORS 461.200 that the Oregon State**  
30 **Lottery achieve the mission of maximizing net revenue commensurate**

1 with the public good nor the requirements of this section:

2 “(a) Cause the State of Oregon, the Oregon State Lottery, a self-  
3 supporting agency of the State of Oregon, a lottery contractor or a  
4 lottery game retailer to be liable to an individual who has a gambling  
5 problem or a gambling addiction, who exhibits symptoms related to  
6 problem gambling or gambling addiction or who experiences monetary  
7 losses as a result of playing lottery games, or to a family member,  
8 dependent or business partner of the individual.

9 “(b) Create a cause of action for liability in favor of an individual  
10 who has a gambling problem or a gambling addiction, who exhibits  
11 symptoms related to problem gambling or gambling addiction or who  
12 experiences monetary losses as a result of playing lottery games, or  
13 in favor of a family member, dependent or business partner of the in-  
14 dividual.”.

15 In line 11, delete “2” and insert “5”.

16 On page 3, line 16, delete “3” and insert “6”.

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