

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 4040**

1 On page 1 of the printed A-engrossed bill, line 2, after “461.200” insert
2 “and 461.715”.

3 On page 2, after line 22, insert:

4 “**SECTION 4.** ORS 461.715 is amended to read:

5 “461.715. [(1) *The Oregon State Lottery Commission, by rule, shall develop*
6 *procedures whereby:*]

7 “[*(a)*] (1) Before paying any portion of a lottery prize in excess of \$600,
8 the [*lottery commission*] **Oregon State Lottery Commission** shall check the
9 name and Social Security number of the person entitled to payment against
10 a computer database containing the names and Social Security numbers of
11 obligors who are delinquent in paying child support obligations.

12 “[*(b)*] (2) When the person is listed in the database, the lottery commis-
13 sion shall:

14 “[*(A)*] (a) Place a 30-day hold on any payment to the person;

15 “[*(B)*] (b) Inform the person of the hold; and

16 “[*(C)*] (c) Notify the Division of Child Support of the Department of Jus-
17 tice that a delinquent obligor has won a lottery prize or is entitled to pay-
18 ment on a lottery prize.

19 “[*(c)*] (3)(a) If a garnishment proceeding is initiated within the 30-day
20 hold period, the lottery commission shall continue to hold any payment to
21 the person pending disposition of the proceeding.

22 “[*(d)*] (b) If a garnishment proceeding is not initiated within the 30-day

1 hold period, the lottery commission shall make payment on the prize to the
2 person at the end of the 30-day hold period or when the division notifies the
3 lottery commission that a garnishment proceeding will not be initiated,
4 whichever is sooner.

5 “[2] (4) The lottery commission shall establish and operate a data match
6 system using automated data exchanges with the division that identifies de-
7 linquent child support obligors. Any information necessary to identify de-
8 linquent obligors and hold a payment on a prize shall be available to the
9 lottery commission through the data match system.

10 **“(5) If the amount of the lottery prize to which a person is entitled**
11 **exceeds the amount due for delinquent child support obligations that**
12 **is garnished in accordance with subsection (3)(a) of this section, and**
13 **if the person has an ongoing child support obligation that remains**
14 **unsatisfied, the lottery commission shall deliver to the Department**
15 **of Justice the amount of the lottery prize that exceeds the amount**
16 **garnished under subsection (3)(a) of this section. The department shall**
17 **give the person credit for the amount transferred under this sub-**
18 **section and shall apply the credit to the future child support obligation**
19 **of the person until the credit is fully used.**

20 “[3] (6) The Department of Justice and the Oregon State Lottery Com-
21 mission shall enter into an agreement regarding the procedures required by
22 [subsections (1) and (2) of] this section.”.

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