

A-Engrossed
House Bill 2201

Ordered by the House April 24
Including House Amendments dated April 24

Sponsored by Representative GREENLICK (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.

[Establishes task force to study gambling in Oregon and to make recommendation for legislation on regulation of gambling in this state. Requires task force to submit recommendations to Legislative Assembly by March 1, 2016.]

Establishes Gaming Council to study and report on gaming policies and activities in Oregon. Requires Gaming Council to advise legislative and executive branches and to submit preliminary report by March 1, 2016.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to gambling in Oregon; and declaring an emergency.

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

4 **SECTION 1. (1) There is established a Gaming Council, consisting of nine members ap-**
5 **pointed by the Governor.**

6 **(2) The term of office of five members is four years, and the term of office of four**
7 **members is three years, but a member serves at the pleasure of the Governor. Before the**
8 **expiration of the term of a member, the Governor shall appoint a successor whose term be-**
9 **gins on January 1 of the following year. A member is eligible for reappointment. If there is**
10 **a vacancy for any cause, the Governor shall make an appointment to become immediately**
11 **effective for the unexpired term.**

12 **(3) The appointment of a member is subject to confirmation by the Senate in the manner**
13 **prescribed in ORS 171.562 and 171.565.**

14 **(4) A member of the council is entitled to compensation and expenses as provided in ORS**
15 **292.495.**

16 **SECTION 2. The members of the Gaming Council must be residents of this state who**
17 **have:**

18 **(1) Expertise and experience in at least one area among the areas of economics, survey**
19 **research, mental health, addictions, epidemiology or behavioral science; and**

20 **(2) A demonstrated ability to serve the interests of this state and the public regarding**
21 **gaming activities in Oregon.**

22 **SECTION 3. (1) The Gaming Council shall select one of its members as chairperson and**
23 **another as vice chairperson, for such terms and with duties and powers necessary for the**
24 **performance of the functions of such offices as the council determines.**

25 **(2) A majority of the members of the council constitutes a quorum for the transaction**

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 of business.

2 (3) The council shall meet at times and places specified by the call of the chairperson or
3 of a majority of the members of the council.

4 **SECTION 4.** (1) The Gaming Council shall appoint a director to serve at the pleasure of
5 the council, for such terms and with the duties and powers necessary for the performance
6 of the functions of such offices as the council determines.

7 (2) The designation of the director must be by written order, filed with the Secretary of
8 State.

9 (3) Subject to any applicable provisions of ORS chapter 240, the director shall appoint all
10 subordinate officers and employees of the council, prescribe their duties and fix their com-
11 pensation.

12 **SECTION 5.** (1) In accordance with applicable provisions of ORS chapter 183, the Gaming
13 Council may adopt rules necessary for the administration of the laws that the council is
14 charged with administering.

15 (2) The Oregon Health Authority shall provide staff support to the council.

16 (3) All agencies of state government, as defined in ORS 174.111, are directed to assist the
17 council in the performance of its duties and, to the extent permitted by laws relating to
18 confidentiality, to furnish such information and advice as the members of the council con-
19 sider necessary to perform their duties.

20 **SECTION 6.** The Gaming Council, the director of the council and authorized represen-
21 tatives of the council may administer oaths, take depositions and issue subpoenas to compel
22 the attendance of witnesses and the production of documents or other written information
23 necessary to carry out the provisions of sections 7 and 8 of this 2015 Act. If any person fails
24 to comply with a subpoena issued under this section or refuses to testify on matters on
25 which the person lawfully may be interrogated, the procedure set out in ORS 183.440 shall
26 be followed to compel obedience.

27 **SECTION 7.** (1) The Gaming Council may establish such advisory and technical commit-
28 tees as it considers necessary to aid and advise the council in the performance of its func-
29 tions. These committees may be continuing or temporary committees. The council shall
30 determine the representation, membership, terms and organization of the committees and
31 shall appoint their members.

32 (2) Members of the committees are not entitled to compensation, but at the discretion
33 of the council may be reimbursed from funds available to the council for actual and neces-
34 sary travel and other expenses incurred by them in the performance of their official duties,
35 in the manner and amount provided in ORS 292.495.

36 **SECTION 8.** (1) The Gaming Council shall:

37 (a) Provide a comprehensive integrated overview of reports and data currently available
38 from state agencies, private sources and tribal gaming sources.

39 (b) Provide comprehensive, nonpartisan reports of the benefits and costs of gaming ac-
40 tivities in Oregon that include both economic and social considerations.

41 (c) To the extent possible, utilize existing data currently available from the Oregon State
42 Lottery Commission, Oregon Racing Commission, Department of Justice, Oregon State Po-
43 lice and Oregon Health Authority, and other data relevant to the council's reports.

44 (d) Provide advice to the public on issues pertaining to gaming activities.

45 (e) Provide advice to the legislative and executive branches of state government per-

1 **taining to gaming policies or activities.**

2 **(f) Deliver its first comprehensive report to the Legislative Assembly by March 1, 2016,**
3 **and then report regularly every four years.**

4 **(g) Deliver any other reports on topics addressed by the council or requested by the**
5 **executive or legislative branch of state government.**

6 **(2) The council may:**

7 **(a) Enter into agreements with consultants, agents and advisers, and prescribe their**
8 **duties.**

9 **(b) Partner with public, nonprofit or private entities in seeking funding in pursuit of its**
10 **mission.**

11 **(c) Appear on the council's own behalf before boards, commissions, departments or other**
12 **agencies of a municipal or county governments, the state government or the federal gov-**
13 **ernment.**

14 **SECTION 9. Notwithstanding the term of office specified by section 1 of this 2015 Act,**
15 **of the members first appointed to the Gaming Council:**

16 **(1) Three shall serve for terms ending July 1, 2017.**

17 **(2) Three shall serve for terms ending July 1, 2018.**

18 **(3) Three shall serve for terms ending July 1, 2019.**

19 **SECTION 10. This 2015 Act being necessary for the immediate preservation of the public**
20 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**
21 **on its passage.**

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