

HB 2761 STAFF MEASURE SUMMARY

House Committee On Business and Labor

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Meeting Dates: 3/29

WHAT THE MEASURE DOES:

Includes daily fantasy sports game in definition of "contest of chance" for purposes of gambling and gaming laws.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Gambling is strictly regulated in Oregon. Gambling occurs when a person risks something of value on the outcome of a contest of chance in exchange for something of value if a certain outcome occurs. A contest of chance is a game in which the outcome depends in a material degree on the element of chance, though the skill of the player may also be a factor. House Bill 2761 defines "contest of chance" to include daily fantasy sports games, thus bringing daily fantasy sports under the definition of gambling.

According to the National Conference of State Legislatures, nine states have legalized online daily fantasy sports games (Colorado, Kansas, Indiana, Missouri, Mississippi, Tennessee, Virginia, New York and Massachusetts). Almost all game operators do not take customers from ten states (Washington, Idaho, Hawaii, Montana, Nevada, Arizona, Iowa, Louisiana, Alabama and Delaware). Oregon is one of four states (the others being Nevada, Montana and Delaware) where sports betting laws were grandfathered when Congress passed the Professional and Amateur Sports Protection Act in 1992.