

HOUSE AMENDMENTS TO A-ENGROSSED SENATE BILL 165

By COMMITTEE ON GENERAL GOVERNMENT

June 1

1 On page 1 of the printed A-engrossed bill, line 2, before the period insert “; creating new pro-
2 visions; and amending ORS 462.155 and 462.725”.

3 On page 2, after line 4, insert:

4 **“SECTION 3. Section 4 of this 2021 Act is added to and made a part of ORS chapter 462.**

5 **“SECTION 4. (1) As used in this section, ‘historical animal racing’ means animal races**
6 **that were previously held.**

7 **“(2) A mutuel wager on historical animal racing may be placed only from a physical race**
8 **course of a licensee.**

9 **“(3) A mutuel wager on historical animal racing may not be placed using an electronic**
10 **device unless the device is owned or leased by the operator of the race course at which the**
11 **wager is placed.**

12 **“(4) No person may place a mutuel wager on historical animal racing via a mobile phone,**
13 **personal computer or other personal electronic device.**

14 **“(5) No person may accept a mutuel wager on historical animal racing if the wager is**
15 **placed via a mobile phone, personal computer or other personal electronic device.**

16 **“(6) Nothing in this section independently authorizes wagering or facilitation of wagering**
17 **on historical animal racing.**

18 **“SECTION 5. ORS 462.155 is amended to read:**

19 **“462.155. (1) The Oregon Racing Commission may allow a race meet operator that holds a Class**
20 **A license to conduct mutuel wagering at the licensee’s race course on horse races previously held**
21 **if:**

22 **“(a) The races were actual events held at race courses during race meets;**

23 **“(b) The races were subject to mutuel wagering at the time the races were originally held; and**

24 **“(c) The race meets at which the races were originally held were approved by the commission**
25 **or by an equivalent regulatory body in another state.**

26 **“(2) Subsection (1) of this section allows mutuel wagering on a horse race displayed as a video**
27 **or audio recording, or another form of recording approved by the commission, but does not authorize**
28 **wagering on any animation, computer simulation or other artificial representation of horse racing.**

29 **“(3) Subsection (1) of this section does not apply to a race meet operator described in ORS**
30 **462.057 (2). Subsection (1) of this section does not authorize off-race course wagering or multi-**
31 **jurisdictional simulcasting for horse races previously held.**

32 **“(4) Wagers authorized under subsection (1) of this section are subject to the provisions**
33 **of section 4 of this 2021 Act.**

34 **“SECTION 6. ORS 462.725 is amended to read:**

35 **“462.725. (1) Notwithstanding any other provision of this chapter, the Oregon Racing Commis-**

1 sion may adopt rules to:

2 “(a) License and regulate all phases of operation of Multi-Jurisdictional Simulcasting and
3 Interactive Wagering Totalizator Hubs located in Oregon; and

4 “(b) Authorize and license Multi-Jurisdictional Simulcasting and Interactive Wagering
5 Totalizator Hubs to conduct simulcast broadcasting of, and mutuel wagering on, animal races, in-
6 cluding previously held races on which mutuel wagering is lawful in Oregon.

7 “(2) In addition to the other rules of operation adopted by the commission, the commission shall
8 adopt a rule setting the amount that may be taken from the gross receipts of the multi-jurisdictional
9 mutuel system.

10 “(3) All employees working in Oregon and all officers of any Multi-Jurisdictional Simulcasting
11 and Interactive Wagering Totalizator Hubs located and operating in Oregon must obtain a license
12 from the commission prior to the commencement of business or employment. The commission shall
13 adopt rules establishing license fees for the employees and officers, not to exceed \$30 per year.

14 “(4) Payments to be made to the commission include:

15 “(a) Multi-Jurisdictional Simulcasting and Interactive Wagering Totalizator Hub license fee not
16 more than \$200 per operating day.

17 “(b) Not more than one percent of total gross receipts of mutuel wagering recorded by the
18 totalizator system.

19 “(5) Of the moneys received by the commission under subsection (4)(b) of this section, 25 percent
20 shall be paid to the State Treasurer for deposit in the General Fund and 75 percent shall be retained
21 by the commission. The commission may adopt rules under which the moneys retained by the com-
22 mission may be distributed for the benefit of the Oregon pari-mutuel racing industry.

23 “(6) **Wagers on previously held races authorized under subsection (1) of this section are**
24 **subject to the provisions of section 4 of this 2021 Act.”**