

# House Bill 2599

Sponsored by Representative LIM, Senator AVAKIAN; Representatives BEYER, BONAMICI, BOONE, BOQUIST, BUCKLEY, BUTLER, CAMERON, CANNON, CLEM, DALLUM, D EDWARDS, ESQUIVEL, FLORES, GARRARD, GIROD, GREENLICK, JENSON, KOMP, KOTEK, KRIEGER, MAURER, RICHARDSON, ROSENBAUM, SCHAUFLEER, WHISNANT, WITT, Senator GORDLY

## 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 **as introduced**.

Limits television advertising by Oregon State Lottery to promoting introduction of new games. Establishes period in which advertising of new games is permitted. Creates exception for television advertising about gambling addiction or available treatments.

## A BILL FOR AN ACT

1  
2 Relating to television advertising by Oregon State Lottery; amending ORS 461.220.

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

4 **SECTION 1.** ORS 461.220 is amended to read:

5 461.220. (1) Upon recommendation of the Director of the Oregon State Lottery, the Oregon State  
6 Lottery Commission shall adopt rules that specify the number and value of prizes for winning tickets  
7 or shares in each lottery game including, without limitation, cash prizes, merchandise prizes, prizes  
8 consisting of deferred payments or annuities and prizes of tickets or shares in the same lottery game  
9 or other lottery games conducted by the Oregon State Lottery.

10 (2) In each lottery game utilizing tickets, the following information shall be printed on each  
11 ticket:

12 (a) A close approximation of the odds of winning some prize or some cash prize, as appropriate  
13 for the lottery game.

14 (b) An approximation of a payout percentage that will be returned to players in the form of  
15 prizes for the lottery game. For online games, the approximation may be based on the average  
16 payout percentage over several prior years.

17 (c) The statement that "Lottery games are based on chance, should be played for entertainment  
18 only and should not be played for investment purposes."

19 (3) A detailed tabulation of the estimated number of prizes of each particular prize denomination  
20 that are expected to be awarded in each lottery game and the close approximation of the odds of  
21 winning such prizes shall be available at each location at which tickets or shares in such lottery  
22 games are offered for sale to the public.

23 (4) Notwithstanding subsection (1) of this section, the commission may specify by rule the num-  
24 ber and value of prizes for lottery games that use video devices or that use tickets or shares that  
25 allow a player to manually reveal covered play symbols, or the commission may make such infor-  
26 mation available at each location that offers such games using video devices, tickets or shares for  
27 sale to the public.

28 **(5)(a) The Oregon State Lottery may advertise on television only to promote the intro-**  
29 **duction of new lottery games. The lottery may advertise a new game on television only dur-**

**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 **ing the period beginning 60 days before the date the game is made available to the public and**  
 2 **ending 60 days after that date.**

3 **(b) The provisions of this subsection do not apply to advertising on television that has**  
 4 **the sole purpose of educating the public about gambling addiction or available treatments.**

5 [(5)] (6) All television, radio and newspaper advertising of a lottery game shall include a dis-  
 6 claimer representing a close approximation of the odds of winning some prize and an approximation  
 7 of the amount that will be returned to the players in the form of prizes for the game in the following  
 8 words: “The odds of winning some prize are one in (some number). The prize payout percentage is  
 9 (some number).” where the numbers stated represent a close approximation of the odds of winning  
 10 some prize and the prize payout percentage. However, this subsection does not apply to advertising  
 11 the purpose of which is to advertise the location where tickets may be purchased or to provide in-  
 12 formation about the winners.

13 [(6)] (7) All television, radio and newspaper advertising of lottery games funded by the lottery  
 14 commission, including advertising that is intended to indicate where tickets may be purchased or to  
 15 provide information about prize winners, shall include the disclaimer that “Lottery games are based  
 16 on chance, should be played for entertainment only and should not be played for investment pur-  
 17 poses.”

18 [(7)] (8) All television, radio and newspaper advertising intended to publicize projects or pro-  
 19 grams funded by lottery dollars shall include the disclaimer that “Lottery games are based on  
 20 chance and should be played for entertainment only.” However, this subsection does not apply to  
 21 any such advertising that has the sole purpose of educating the public about gambling addiction or  
 22 available treatments.

23 [(8)] (9) All billboard advertising intended to promote a lottery game, to indicate where tickets  
 24 may be purchased or to provide information about prize winners shall include the disclaimer that  
 25 “Lottery games should not be played for investment purposes.”

26 [(9)] (10) All billboard advertising intended to publicize projects or programs funded by lottery  
 27 dollars shall include the disclaimer that “Lottery games should be played for entertainment only.”

28 [(10)] (11) A disclaimer required by this section to be included in a written advertisement shall  
 29 be of a size and in a form that allows an individual to readily notice and read the statement. A  
 30 disclaimer required by this section to be included in a television or radio advertisement shall be  
 31 spoken aloud and, in the case of television, must also be displayed visually in a form that allows an  
 32 individual to readily notice and read the statement.

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