2009 Regular Legislative Session
FISCAL ANALYSIS OF PROPOSED LEGISLATION
Prepared by the Oregon Legislative Fiscal Office

MEASURE NUMBER: HB 2317 **STATUS:** Original
SUBJECT: Requires Oregon Lottery to notify the Oregon Judicial Department when a $600 or greater prizewinner is listed as having a liquidated or delinquent court account.
GOVERNMENT UNIT AFFECTED: Oregon State Lottery, Oregon Judicial Department and Department of Justice
PREPARED BY: Tim Walker
REVIEWED BY: John Borden, Steve Bender, and Doug Wilson
DATE: January 30, 2009

	2009-2011	2011-2013
EXPENDITURES:		
Oregon Judicial Department		
Other Funds – OJD Collections Account	$ 57,746	$ 38,840

	2009-2011	2011-2013
REVENUES:		
Oregon Judicial Department	$ 374,400	$ 374,400

EFFECTIVE DATE: Upon passage.

GOVERNOR'S BUDGET: This bill is anticipated by the Governor's recommended budget.

LOCAL GOVERNMENT MANDATE: This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

ANALYSIS: This bill requires the Oregon Lottery to hold lottery prizes in excess of $600 when the prizewinners are listed in a database of delinquent and liquidated court accounts.

The Oregon Judicial Department (OJD) examined 5 months worth of lottery winners and compared the list against their database of delinquent and liquidated accounts to establish a baseline of the amount they could reasonably expect to garnish. OJD anticipates being able to intercept $15,600 per month. The amounts collected will be distributed according to statute. Some of the amounts identified by OJD may be intercepted by the Department of Justice, Child Support Division thereby decreasing the amount intercepted by OJD. The Child Support Division holds precedent over OJD and OJD's estimate has taken into account, as best they can, the amount that would be intercepted by the Child Support Division. Current economic conditions may also affect the total amount OJD is able to intercept.

The Oregon State Lottery (OSL) will have one-time costs of $18,906 for computer programming charges and per transaction costs of $152 per intercept. These total costs are reflected as OJD expenditures. By law, OSL cannot pay costs that are not directly related to gaming activities. For this reason, all expenses associated with the intercept of amounts owed to OJD will be paid by OJD out of the OJD Collections Account. Since there is an emergency clause in this bill, there is a chance that some of the expenditures and revenues could be realized in the current biennium.