



MEMORANDUM

Prepared for: Oregon State Senate
Date: April 27, 2021
By: Leslie Porter, LPRO Analyst
Re: Legislative Review of Executive Appointments

LPRO: LEGISLATIVE POLICY AND RESEARCH OFFICE

OREGON STATE LOTTERY COMMISSION

The Governor has appointed the following individuals to the Oregon State Lottery Commission subject to Senate confirmation.¹

Appointees

Maulin Patel of Lake Oswego; Reappointment
MardiLyn Saathoff of Clackamas; Reappointment

Term

Patel: September 26, 2020 – September 25, 2024
Saathoff: November 22, 2020 – November 21, 2024

Appointment/Confirmation Authority

[Or. Const. art. XV sect. 4\(4\)\(a\)](#); [ORS 461.100 \(2019\)](#)

Statement of Economic Interest²

Required.

Statutory Requirements³

The commission consists of five members appointed by the Governor and subject to confirmation by the Senate.⁴ At least one of the commissioners must have a minimum of five years' experience in law enforcement (WILCOX) and at least one of the commissioners must be a certified public accountant (VACANT). No person may be appointed who has been convicted of a felony or a gambling related offense. No more than three members of the commission may be members of the same political party (**PATEL** (R), **SAATHOFF** (D), **TELFER** (I)).

Members serve four-year terms and at the pleasure of the Governor. The Governor selects annually from the membership of the commission a chairperson who serves at the pleasure of the Governor. The chairperson or a majority of the members of the commission then in office has the power to call special meetings of the commission. A majority of the members of the

¹ See [Or. Const. art. III sect. 4](#), [ORS 171.562 \(2019\)](#), [ORS 171.565 \(2019\)](#).

² See [ORS 244.050 \(2019\)](#).

³ See [ORS 182.100 \(2019\)](#) for affirmative action policy and [ORS 236.115 \(2019\)](#) for diversity criteria.

⁴ [Or. Const. art. XV sect. 4\(4\)\(a\)](#), [ORS 461.100 \(2019\)](#).

commission then in office constitutes a quorum. All decisions of the commission must be made by a majority vote of all of the commissioners then in office.

Duties and Authority

The commission oversees the governance of the Oregon State Lottery, and is required to balance its obligation to maximize net revenues with its obligation to serve the public good through the implementation of an Oregon State Lottery Responsible Gambling Code of Practice.⁵ The commission must:⁶

- meet with the Director of the Oregon State Lottery not less than monthly to make recommendations and set policy, to approve or reject reports of the director, to adopt rules, and to transact other business;
- prepare quarterly and annual reports of the operation of the state lottery including a full and complete statement of state lottery revenues, prize disbursements, expenses, net revenues, and all other financial transactions involving state lottery funds;
- not less than annually, contact interested parties and provide them with such quarterly and annual reports as they may request;
- designate enforcement agents who are peace officers and have authority to serve and execute warrants of arrest and search warrants;
- adopt and enforce rules to carry out the statutes administered by the commission, including rules for the administration of lottery games and standards for contracting with lottery vendors and retailers;
- contract with the Department of State Police to obtain necessary security services;
- prepare and provide an annual report on the state lottery budget to the Governor, the Legislative Fiscal Officer, and the Legislative Revenue Officer;
- furnish the Legislative Assembly with any further information about the state lottery budget requested by the Legislative Fiscal Officer;
- upon request, make available a representative to assist the Legislative Assembly, its Joint Committee on Ways and Means, and the Legislative Revenue Officer in the consideration of the state lottery budget and any accompanying measures;
- oversee the work of the State Lottery Director;
- maintain and oversee the distribution of specified funds;
- establish safeguards to ensure that lottery game retailers comply with minimum age requirements for lottery games; and
- take specified steps to ensure operation of the lottery empowers individuals to make informed decisions about playing lottery games and minimizes harm to individuals, families, and communities caused by problem gambling.

The commission may:⁷

- delegate any power granted to the commission to an officer or employee within the Oregon State Lottery;

⁵ Oregon Lottery, *Commission and Director Info*, <https://www.oregonlottery.org/about/how-we-operate/commission-and-director-info/> (last visited July 22, 2020), [ORS 461.200 \(2019\)](#).

⁶ [ORS 461.100 to 461.820 \(2019\)](#).

⁷ [ORS 461.130 to 461.257 \(2019\)](#).

- conduct investigations, including the authority to issue subpoenas to compel the attendance of witnesses and documents, to take testimony under oath, to take depositions within or outside the state, and to require answers to interrogations; and
- intervene in specified proceedings to protect the interest of the commission.

Executive Appointments Board Roster

Lottery Commission, Oregon State

Agency: None
Authorization: ORS 461.100
Members: Min: 5 Max: 5
Term Length: 4 years Limit: 2
Senate confirmation required? Yes

Policy Area: Public Safety

Board Contact:

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Current Appointments:

Member Name and Address (Alphabetical)

Maulin P Patel
Republican

Position Number: 4

Term(s): 09-26-2020 - 09-25-2024
09-26-2016 - 09-25-2020

MardiLyn Saathoff
Democrat

Position Number: 3

Term(s): 11-22-2020 - 11-21-2024
11-22-2016 - 11-21-2020
10-01-2015 - 11-21-2016

Chris Telfer
Independent

Position Number: 5

Term(s): 05-01-2017 - 04-30-2021
05-01-2013 - 04-30-2017

Julie G Wilcox

Position Number: 2

Term(s): 12-01-2019 - 11-30-2023
05-25-2018 - 11-30-2019

Executive Appointments Board Roster

Lottery Commission, Oregon State

Member Name and Address (Alphabetical)

Policy Area: Public Safety

Vacant Appointments:

Pos	Member	Appointed By	Term Begin	Term End
1	Raul Valdivia CPA; Republican	Governor	06/01/2016	05/31/2020
1	Raul Valdivia CPA; Republican	Governor	06/01/2012	05/31/2016
1	Pamela J Fogg CPA; Republican	Governor	12/20/2007	12/19/2011
1	Pamela J Fogg CPA; Republican	Governor	07/01/2005	12/19/2007
1	Richard B Solomon, PC CPA	Governor	12/20/2003	12/19/2007
1	Staci L Anderson CPA; Republican	Governor	12/20/1999	12/19/2003
1	Janet C Towle CPA; Republican	Governor	12/13/1995	12/12/1999
1	Janet C Towle	Governor	04/09/1991	12/12/1995