

Requested by Representative WILDE

**PROPOSED AMENDMENTS TO  
A-ENGROSSED SENATE BILL 165**

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

3 On page 2, after line 4, insert:

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

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

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

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

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

16 **“(5) No person may accept a mutuel wager on historical horse rac-  
17 ing if the wager is placed via a mobile phone, personal computer or  
18 other personal electronic device.**

19 **“(6) Nothing in this section independently authorizes wagering or  
20 facilitation of wagering on historical horse racing.**

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

1 “462.155. (1) The Oregon Racing Commission may allow a race meet op-  
2 erator that holds a Class A license to conduct mutuel wagering at the  
3 licensee’s race course on horse races previously held if:

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

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

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

9 “(2) Subsection (1) of this section allows mutuel wagering on a horse race  
10 displayed as a video or audio recording, or another form of recording ap-  
11 proved by the commission, but does not authorize wagering on any ani-  
12 mation, computer simulation or other artificial representation of horse  
13 racing.

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

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

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