

A-Engrossed
House Bill 2510

Ordered by the House March 23
Including House Amendments dated March 23

Sponsored by Representatives LIVELY, SMITH G; Representatives CATE, CONRAD, EVANS, GOODWIN, HELFRICH, JAVADI, LEVY B, LEWIS, MCLAIN, MORGAN, OWENS, RESCHKE, SCHARF, Senators SOLLMAN, WEBER (Pre-session filed.)

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.

Removes requirement that amount of net proceeds from Oregon State Lottery allocated to County Fair Account not exceed \$1.53 million annually. **Allocates eight-tenths of one percent of net proceeds from lottery to County Fair Account and two-tenths of one percent of net proceeds from lottery to Horse Racing Account.**

Requires Oregon Business Development Department to prepare and report master plan for county fairground capital construction. Specifies content and procedural requirements for report.

Appropriates moneys to department out of General Fund for consultant services related to report.

Establishes Horse Racing Account separate and distinct from General Fund.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to county fairs; creating new provisions; amending ORS 565.447; and declaring an emer-
3 gency.

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

5 **SECTION 1.** ORS 565.447 is amended to read:

6 565.447. (1) Subject only to the availability of unobligated net lottery proceeds, there is allocated
7 from the Administrative Services Economic Development Fund to:

8 (a) The County Fair Account created under ORS 565.445 an amount equal to **eight-tenths of**
9 one percent of the net proceeds from the Oregon State Lottery[, *but not to exceed \$1.53 million an-*
10 *nually, adjusted biennially pursuant to an inflation factor determined by dividing the Consumer Price*
11 *Index for All Urban Consumers, West Region (All Items), as published by the Bureau of Labor Sta-*
12 *tics of the United States Department of Labor, for January 1 immediately preceding commencement*
13 *of the biennium, by the Consumer Price Index for All Urban Consumers of the Portland, Oregon,*
14 *Standard Metropolitan Statistical Area, as compiled by the United States Department of Labor, Bureau*
15 *of Labor Statistics, for January 1, 2001.]; and*

16 (b) **The Horse Racing Account created under section 5 of this 2023 Act an amount equal**
17 **to two-tenths of one percent of the net proceeds from the Oregon State Lottery.**

18 (2) The allocation of moneys from the Administrative Services Economic Development Fund un-
19 der this section is subject to the requirements in section 4, Article XV of the Oregon Constitution,
20 for deposit of specified amounts of the net proceeds from the Oregon State Lottery into the Educa-
21 tion Stability Fund and into the Parks and Natural Resources Fund and shall be made only after
22 satisfaction or payment of:

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 (a) Amounts allocated to Westside lottery bonds issued under ORS 391.140 or to the reserves
2 or any refunding related to the Westside lottery bonds in accordance with the priority for allocation
3 and disbursement established by ORS 391.130;

4 (b) All liens, pledges or other obligations relating to lottery bonds or refunding lottery bonds
5 due or payable during the year for which an allocation is to be made; and

6 (c) Amounts required by any other pledges of, or liens on, net proceeds from the Oregon State
7 Lottery.

8 **SECTION 2. (1) The Oregon Business Development Department shall develop a master
9 plan for county fairground capital construction. The master plan shall consist of five-year
10 and 10-year capital construction plans for each county fairground in this state and any
11 findings or recommendations of the department regarding county fairground capital con-
12 struction.**

13 **(2) The department shall retain a consultant to work with each county fair board, the
14 board of directors for each fair association exercising powers under ORS 565.268 and the
15 board of each fair district operating under ORS 565.275 to identify the five-year and 10-year
16 capital construction needs for county fairground facilities. The department shall work with
17 the consultant in developing the master plan for county fairground capital construction, in
18 consultation with the Oregon Racing Commission.**

19 **(3) The department shall complete the master plan and shall report the plan in the
20 manner provided by ORS 192.245 to the Legislative Assembly during the 2025 regular session.
21 The department shall provide copies of the report to each county fair board and to the boards
22 for each fair association and fair district.**

23 **SECTION 3. In addition to and not in lieu of any other appropriation, there is appropri-
24 ated to the Oregon Business Development Department, for the biennium beginning July 1,
25 2023, out of the General Fund, the amount of \$250,000, which may be expended by the de-
26 partment for consultant services described under section 2 of this 2023 Act.**

27 **SECTION 4. Section 2 of this 2023 Act is repealed on July 1, 2025.**

28 **SECTION 5. (1) The Horse Racing Account is established separate and distinct from the
29 General Fund. The account shall consist of moneys deposited in the account under ORS
30 565.447 (1)(b). The moneys in the account are continuously appropriated to the Oregon De-
31 partment of Administrative Services to be used as provided in subsection (2) of this section.**

32 **(2) After consultation with the Oregon Racing Commission, the department shall use the
33 moneys in the account to support horse racing events held on fairgrounds in Crook County,
34 Josephine County, Tillamook County and Union County by:**

35 **(a) Maintaining horse racing tracks at the fairgrounds.**

36 **(b) Advertising and promoting the horse racing events.**

37 **(c) Establishing incentives to increase participation in, and attendance at, the horse
38 racing events.**

39 **(d) Purchasing horse racing equipment for use at the horse racing events.**

40 **(e) Operating the horse racing events, including for the costs of security, staffing, ad-
41 ministration and insurance.**

42 **SECTION 6. This 2023 Act being necessary for the immediate preservation of the public
43 peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect
44 on its passage.**