

# House Bill 3101

Sponsored by Representative LIVELY (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 **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act addresses how lottery money is allocated to the County Fair Account. The Act allocates lottery money to a new Horse Racing Account. The Act tells an agency to create a master plan for county fair building. The Act gives money related to the master plan. The Act creates the new Horse Racing Account. (Flesch Readability Score: 68.0).

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

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

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

Establishes the Horse Racing Account separate and distinct from the General Fund.

Declares an emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to events that involve livestock; creating new provisions; amending ORS 565.447; and de-  
3 claring an emergency.

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 2025 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:

23 (a) Amounts allocated to Westside lottery bonds issued under ORS 391.140 or to the reserves

**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 or any refunding related to the Westside lottery bonds in accordance with the priority for allocation  
 2 and disbursement established by ORS 391.130;

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

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

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

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

18 (3) The department shall complete the master plan and shall report the plan in the  
 19 manner provided by ORS 192.245 to the Legislative Assembly during the 2027 regular session.  
 20 The department shall provide copies of the report to each county fair board and to the boards  
 21 for each fair association and fair district.

22 **SECTION 3. In addition to and not in lieu of any other appropriation, there is appropri-  
 23 ated to the Oregon Business Development Department, for the biennium beginning July 1,  
 24 2025, out of the General Fund, the amount of \$250,000, which may be expended by the de-  
 25 partment for consultant services described in section 2 of this 2025 Act.**

26 **SECTION 4. Section 2 of this 2025 Act is repealed on July 1, 2027.**

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

31 (2) The commission shall use the moneys in the account to:

32 (a) Support horse racing events held at events described in ORS 462.057 (2), and on  
 33 fairgrounds in Crook County, Josephine County, Tillamook County and Union County, by:

34 (A) Maintaining horse racing tracks at the fairgrounds.

35 (B) Advertising and promoting the horse racing events.

36 (C) Establishing incentives to increase participation in, and attendance at, the horse  
 37 racing events.

38 (D) Purchasing horse racing equipment for use at the horse racing events.

39 (E) Operating the horse racing events, including paying for the costs of security, staffing,  
 40 administration and insurance.

41 (F) Building or maintaining horse racing infrastructure that enhances or protects the  
 42 safety or wellbeing of racehorses.

43 (b) Address illegal or unsanctioned horse racing within this state.

44 **SECTION 6. This 2025 Act being necessary for the immediate preservation of the public  
 45 peace, health and safety, an emergency is declared to exist, and this 2025 Act takes effect**

1 **on its passage.**

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