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ARCHIVES DIVISION

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NOTICE OF PROPOSED RULEMAKING
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 462
OREGON RACING COMMISSION

FILED
12/16/2024 1:05 PM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: Best (X) of (Y) Add new betting options and pools.

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 02/04/2025 11:00 AM

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

A public rulemaking hearing may be requested in writing by 10 or more people, or by a group with 10 or more members, within 21 days following the publication of the Notice of Proposed Rulemaking in the Oregon Bulletin or 28 days from the date the Notice was sent to people on the agency mailing list, whichever is later. If sufficient hearing requests are received, the notice of the date and time of the rulemaking hearing must be published in the Oregon Bulletin at least 14 days before the hearing.

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NEED FOR THE RULE(S)

Add new betting options and pools

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE

Licensee provided rule language and is electronically file with the agency.

STATEMENT IDENTIFYING HOW ADOPTION OF RULE(S) WILL AFFECT RACIAL EQUITY IN THIS STATE

No affect

FISCAL AND ECONOMIC IMPACT:

none

COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

none

DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

Small business were not involved and are not affected.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? NO IF NOT, WHY NOT?

Not needed

ADOPT: 462-200-0675

RULE SUMMARY: New betting options and pools.

CHANGES TO RULE:

462-200-0675

"Best (X) of (Y)"

(1) The sum of monies wagered on eligible combinations minus takeout constitutes the net pool. Wagers on combinations featuring betting interests which finish outside of the top (y) positions are considered ineligible and their stakes shall be refunded.¶

(2) The amounts wagered on the first (x) betting interests to finish are deducted from the net pool, the balance remaining being the profit. The profit is divided into (x) equal portions, one being assigned to each winning betting interest and divided by the amount wagered on that betting interest, the resulting quotient is the profit per dollar wagered on that betting interest.¶

(3) The net pool shall be distributed to winning wagers in the following precedence, based upon the order of finish:¶

(a) As a profit split to those whose selection is included within the first (x) finishers; but if there are no such wagers; then¶

(b) As a single price pool to those who selected the one covered betting interest included within the first (x) finishers; but if there are no such wagers; then¶

(c) As a single price pool to those who selected the first covered betting interest that finished in positions between (x) and (y); but if there are no such wagers; then¶

(d) The entire pool shall be refunded for that contest.¶

(4) In the event of a dead heat in the first (x) finishing positions between contestants with unique betting interests, the share of the profit assigned to those betting interests is equal to the sum of the profit assigned to winning positions encompassed by the dead heat. The share of the profit assigned to each dead heat position is then split between the unique covered betting interests in that position. For example, in a Best (3) of (8) contest:¶

(a) A dead heat for first involving two betting interests, and a single third-place finisher would be distributed as though no dead heat had occurred.¶

(b) A single winning finisher, a single second place finisher and a dead heat for third involving three betting interests would result in one third of the profit being distributed to wagers on the first-place finisher, one third of the profit being distributed to wagers on the second-place finisher and one sixth of the profit being distributed to wagers on each of the third-place finishers.¶

(c) A single winning betting interest with a dead heat for second involving three betting interests would result in one third of the profit being distributed to wagers on the first-place finisher and two ninths of the profit being distributed to wagers on each of the second-place finishers.

Statutory/Other Authority: ORS 462.270(3), 462.270

Statutes/Other Implemented: ORS 462.270(3), 462.270