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TEMPORARY ADMINISTRATIVE ORDER
INCLUDING STATEMENT OF NEED & JUSTIFICATION

RC 22-2024

CHAPTER 462

OREGON RACING COMMISSION

FILED

11/22/2024 1:44 PM
ARCHIVES DIVISION
SECRETARY OF STATE
& LEGISLATIVE COUNSEL

FILING CAPTION: Amends 462-220-0020 (6)(7) Employee account access requirements

EFFECTIVE DATE: 11/22/2024 THROUGH 05/20/2025

AGENCY APPROVED DATE: 11/21/2024

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NEED FOR THE RULE(S):

Provides for increased security for account holder information

JUSTIFICATION OF TEMPORARY FILING:

1) Account holder security may be comprised. 2) Account holders 3) Employees of a company who access confidential account holder information may not be properly vetted. 4) the rule was previously made permanent and unexplainably dropped from the rule language in error when an additional amendment was made later.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

ADW rule committee. Documents stored electronically with the agency.

AMEND: 462-220-0020

RULE SUMMARY: Amends 462-220-0020 (6) (7) Employee account access requirements.

CHANGES TO RULE:

462-220-0020

Account Wagering Rules Apply ¶¶

(1) The account wagering rules as set-forth in OAR 462-210-0010 through 462-210-0040 shall apply to the establishing and to the operation of an account for residents of the state of Oregon by the hub operator or its agents unless expressly noted otherwise in these rules.¶¶

(2) Notwithstanding OAR 462-210-0030(5) accounts can be established and operated for people whose principal residence is outside of the State of Oregon including residents of foreign jurisdictions if:¶¶

(a) Wagering on that same type of live racing is lawful in the jurisdiction which is the natural person's principal residence, or the hub utilizes geo-location technology or methodology that has been approved by the commission, that confirms wagers are placed from jurisdictions where wagering is legal; and¶¶

(b) The hub complies with the provisions of the Interstate Horseracing Act, 15 U.S.C. ¶ 3001 to 3007.¶¶

(3) Notwithstanding OAR 462-210-0040(16) there will be no surcharge charged on any wager being processed through the hub for non-Oregon residents.¶¶

(4) Nothing in OAR 462-210-0020(4) prohibits the making and/or acceptance of wagers over a closed-loop subscriber based system.¶

(5) Requirements for the establishment and operation of accounts for individuals whose principale residence is outside of the state of Oregon shall be set forth in the operation plan as stated in OAR 462-220-0030(3).¶

(6) Notwithstanding OAR 462-120-0010(4) if the hub's out-of-state employees are licensed in a state or jurisdiction that does full background checks (including fingerprint), then an Oregon Commission license is not necessary upon review of the license standing and confirmation of those jurisdictions' processes.¶

(7) Notwithstanding subsection (6) of this rule, any employee of the hub that has access to an account holder's confidential information must obtain a license from the commission.

Statutory/Other Authority: ORS 462.270(3), 462.725

Statutes/Other Implemented: ORS 462.725