



Oregon Racing Commission

Civil Penalties, Appeals, and Collections Rule Advisory Committee Charter

1. Purpose and Scope

The Advisory Committee has been convened by the Oregon Racing Commission (ORC) to provide input on the proposed new division 462-035 with the following rules:

- 462-135-0000 – Purpose and Scope
- 462-135-0010 – Definitions
- 462-135-0020 – Civil Penalty Schedule (ORS 462.995)
- 462-135-0030 – Procedures for Civil Penalties
- 462-135-0040 – Remission or Reduction of Civil Penalties
- 462-135-0050 – Factors for Determining Penalty Amount
- 462-135-0060 – Deposit of Civil Penalties
- 462-135-0070 – Assessment of Appeal-Related Costs
- 462-135-0080 – Collection of Appeal Related Awards (ORS 462.408)
- 462-135-0090 – Referral of Delinquent Debts for Collection (ORS 293.231)
- 462 135 0100 – Recording of Liens (ORS 205.125–205.126)
- 462 135 0110 – Severability

The committee will offer feedback on rule clarity, implementation considerations, and industry impacts.

2. Rulemaking Overview

The proposed ORC Division 462-035 outlines the Oregon Racing Commission's civil penalty framework, specific to illegal wagering activities. They define the purpose and scope of civil penalties, key terms, the penalty schedule, and the procedures for issuing, reducing, and collecting penalties. They also cover how appeal-related costs are assessed, how delinquent debts are referred to for collection, how liens are recorded, and include a severability clause to ensure the rules remain valid even if one section is challenged.

3. Advisory Committee Roles

3.1 ORC Facilitator

The facilitator encourages constructive discussion, ensures agenda alignment, and maintains meeting flow. The facilitator also identifies when discussions move outside the scope and guides the committee back to the rule under review.

3.2 Committee Members

Committee members are expected to attend meetings, review materials in advance, participate respectfully, and provide insights from their represented stakeholder groups. Members are responsible for sharing relevant information and collaborating in good faith.



3.3 ORC Staff Support

ORC staff will provide logistical support, distribute meeting materials, prepare summaries of discussions, and supply all relevant rulemaking documentation.

4. Meetings and Procedures

Meetings of this advisory committee are open to the public. Meeting dates and materials will be posted on the ORC website and distributed to the email list. The committee is expected to meet at least once, with additional meetings scheduled as needed.

5. Decision-Making

Committee discussions will inform ORC in drafting the proposed civil penalties, appeals and collections rules. The committee does not vote formally; instead, ORC will consider the full range of perspectives when shaping the draft rule. A public comment period and hearing will follow the advisory committee process.

6. Public Records and Confidentiality

All committee documents, communications, and meetings are public records. Proprietary information submitted must be identified by the provider. ORC does not assume responsibility for protecting confidential business information unless explicitly exempt under Oregon law.

7. Public Involvement

All committee meetings are open to public observation. ORC may, at its discretion, allocate time for public comments. After the committee process concludes, ORC will conduct a public rulemaking process including a hearing and written comment period.

Authorized By:

Connie Winn, Executive Director

Oregon Racing Commission

Name	Title	Company/Organization
Gene Chabrier	VP of Regulatory Affairs and Business Development	Xpressbet
Andrew Silver	Senior Counselor	Churchill Downs Incorporated
Randy Boden	Executive Director	OHBPA
Chris Cipolla	General Manager	Draft Kings Racing
Justin Stempeck	Chief Compliance Officer	AmWest Entertainment
Pete Wakeland	Tribal Councilman	The Confederated Tribe oof Grand Ronde



Tom Cassidy	Business Development Officer	Fanduel
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ORC Staff

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