



# Memo

<b>Date:</b>	September 17, 2025
<b>To:</b>	Oregon State Lottery Commissioners
<b>From:</b>	Kris Skaro, rules and policy analyst
<b>Subject:</b>	Motion to Adopt Rules to Implement HB 3115

## Background:

In July, Lottery proposed rule changes to comply with [HB 3115](#), which takes effect September 27, 2025. As a reminder, the law prohibits the sale or purchase of a winning ticket; prohibits certain income tax deductions related to the purchase of winning tickets; and allows prize winners to remain anonymous.

The proposed rules allow Lottery to investigate prize claims to determine whether a ticket has been sold or purchased in violation of HB 3115 and, if so, state that the ticket is ineligible for prize payment.

The rules also clarify that Lottery may release non-protected information about a prize win, such as the game, retailer, prize amount, and city and state in which the winner resides, but the Lottery may not release a winner's name or likeness without written authorization.

## Rulemaking Process and Public Comment:

The Lottery notified interested parties, frequent prize claimants, media contacts, and certain legislators about the proposed rules and the opportunity to comment. The Lottery provided seven weeks for the public to comment in writing and held a public hearing.

**Lottery received 12 written comments: two in support of the rules and 10 opposed.** The comments were provided to the Director and Commission prior to the September Commission meeting for their consideration. The comments are available to the public on our rulemaking website.

## Lottery Response to Comments Received:

Lottery appreciates everyone who took the time to provide feedback on the rules. We appreciate that the change to the law is disruptive to people and businesses who buy winning tickets as a business and to players who sell their tickets as a convenient way to claim their prize. That said, Lottery needs to comply with the law, which prohibits the purchase and sale of winning tickets, and we think the rules are consistent with HB 3115 and the legislative intent.

We agree with commenters who said Lottery needs to provide more convenient ways to claim prizes. Work is currently underway to provide a digital claims and payment option, which should help those players who are unable to travel to a Lottery payment center and who do not want to claim by mail.

**Enclosures and Director's Recommendation:**

The final recommended rules are enclosed. Director Wells has reviewed the enclosed materials, considered all comments received, and recommends the Commission amend the rules as presented here to be effective on September 27, 2025.

Thank you, and please reach out to me or Director Wells if you have any questions.

## DRAFT PERMANENT ADMINISTRATIVE ORDER

### CHAPTER 177 OREGON STATE LOTTERY

FILING CAPTION: Authorizing denial of prize payment for illegally purchased tickets and allowing winner anonymity (HB 3115)

EFFECTIVE DATE: 09/27/2025

AGENCY APPROVED DATE: Pending Commission approval on 9/26/25

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RULES:

177-046-0090, 177-046-0100, 177-046-0110, 177-046-0130, 177-200-0012, 177-200-0020

AMEND: 177-046-0090

RULE TITLE: Validation Requirements

RULE SUMMARY: The Lottery is amending OAR 177-046-0090 about validation requirements for prize claims to clarify that a ticket or share that is invalid may not be used to claim a prize.

RULE TEXT:

**177-046-0090**

**Validation Requirements**

- (1) General: Each type of Lottery game rule may specify unique or additional requirements necessary for validation for that specific game. A ticket or share that is invalid may not be used to claim a prize.
- (2) Requirements: In general, to be a valid Lottery ticket or share:
  - (a) The ticket or share must not be counterfeit, fraudulent, or a forgery in whole or in part or lacking the appropriate captions.
  - (b) The Lottery must have issued the ticket or share in an authorized manner.
  - (c) The ticket or share must not be altered, unreadable, reconstituted, or tampered with in any manner including, but not limited to, the signature area, and must meet all of the Lottery's security requirements.

- (d) The ticket or share must not appear on any list of omitted, inactive, missing, previously paid, or stolen tickets on file at the Lottery, and, if applicable, the Lottery's Instant Ticket System (ITS) must accept and validate the ticket or share as a winner.
  - (e) The ticket or share must not be blank or partially blank, misregistered, non-scratchable, or printed or produced in error.
  - (f) The ticket or share is subject to all additional confidential validation tests of the Lottery including validation through the Lottery's computer system.
- (3) Proof of Play: A Lottery ticket or share is the only proof of a game play or plays and the submission of a winning ticket or share to the Lottery or an authorized retailer is the sole method of claiming a prize or prizes unless otherwise provided in OAR chapter 177. A play slip or a copy of a ticket or share has no pecuniary or prize value and does not constitute evidence of ticket or share purchase or otherwise represent an opportunity to win a prize.

Statutory/Other Authority: ~~ORR Const.~~, ~~Art. XV~~, ~~§ 4(4)(a)~~, ~~ORS 461.120, 461.210, 461.220, 461.230, & 461.250,~~  
~~461.260 & Or Laws 2025, ch. 46~~

Statutes/Other Implemented: ~~ORR Const.~~, ~~Art. XV~~, ~~§ 4(4)~~, ~~ORS 461.190020,~~ ~~ORS 461.120, 461.210, 461.220,~~  
~~461.230, 461.250 &, 461.260 & Or Laws 2025, ch. 46~~

AMEND: 177-046-0100

RULE TITLE: Ownership of Lottery Tickets and Shares

RULE SUMMARY: The Lottery is amending OAR 177-046-0100 about ownership of Lottery tickets and shares to clarify that, notwithstanding the general bearer instrument rule, the bearer or owner of a winning ticket or share may not sell the ticket or share to another person or pay another person to claim the prize in violation of HB 3115 (2025).

RULE TEXT:

**177-046-0100**

**Ownership of Lottery Tickets and Shares**

- (1) Bearer Instrument: Except for a Lottery ticket or share claimed jointly in accordance with the provisions of [OAR 177-046-0110\(5\)](#), until such time as a name of an individual or individuals is placed upon a physical Lottery ticket or share, the ticket or share is a bearer instrument and is owned by the bearer of the ticket or share. When a name or names is placed on the ticket or share, the ticket or share ceases to be a bearer instrument and the individual whose name appears on the ticket or share is the owner of the ticket or share. Only a natural person at or above the age of game eligibility may own a ticket or share and claim a prize.
- (2) Multiple Names: Multiple individuals at or above the age of game eligibility may jointly own, possess, and claim a prize as owners of a winning ticket or share as provided in [OAR 177-046-0110\(5\)](#). Multiple individuals each hold individual and equal shares of ownership in the ticket or share.
- (3) Notwithstanding sections (1) and (2) of this rule:
  - (a) Second Chance Drawing: Only one natural person can claim ownership of a non-winning ticket or share used to enter a second chance drawing. Non-winning tickets submitted and accepted as a valid entry in a Lottery second chance drawing cannot be jointly owned. Only the person who claims ownership may submit the non-winning ticket as an entry to a second chance drawing and only that person may claim the prize if the person's entry is selected as a winning entry in a second chance drawing.
  - (b) In the DraftKings Sportsbook, only the registrant of the player account can claim ownership of a prize on a winning bet purchased through the player account.
  - (c) Win for Life: Only one natural person can claim ownership of the Top Prize in Win for Life as described in [OAR 177-094-0080](#).
  - (d) The bearer or owner of a winning Lottery ticket or share may not sell the ticket or share to another person or pay another person to claim the prize in violation of HB 3115 (2025).

Statutory/Other Authority: [Or Const, Art XV, § 4\(4\)\(a\)](#), [ORS 461.120, 461.130, 461.150, 461.230, 461.250, 461.260, 461.400, & 461.440](#) & [Or Laws 2025, ch. 46](#)

Statutes/Other Implemented: [Or Const, Art XV, § 4\(4\)](#), [ORS 461.020, 461.200, 461.210, 461.220, 461.240, ORS 461.120, 461.130, 461.150, 461.230, 461.250, 461.260, 461.400, & 461.440](#) & [Or Laws 2025, ch. 46](#)

AMEND: 177-046-0110

RULE TITLE: Payment of Prizes

RULE SUMMARY: The Lottery is amending OAR 177-046-0110 about payment of prizes. The proposed changes clarify Lottery's authority to investigate and make determinations about the validity of a ticket or share, including whether the payment of a prize for that ticket or share is consistent with the statutes or regulations governing the Lottery such as, but not limited to, HB 3115 (2025). The changes also clarify that Lottery will not pay a prize for a winning ticket or share that has been sold, purchased, or claimed for compensation in violation of HB 3115 (2025). Lastly, the section authorizing prize claims through a power of attorney is proposed to be amended to say that claiming a prize through a power of attorney may not be used to claim a prize that violates any statutes or rules applicable to the Lottery.

RULE TEXT:

**177-046-0110**

**Payment of Prizes**

- (1) General Provisions for Claiming Prizes; Determining the Validity of Claims; and Paying Claims:
  - (a) All winning Lottery tickets or shares may be presented to the Oregon State Lottery for payment or, if permitted by the applicable game rule, some winning tickets or shares for prizes of \$600 or less may also be presented for payment to the appropriate Lottery retailer.
  - (b) Timing and Deadline for Submitting a Claim: Any winning draw game ticket of \$50,000 and over is not eligible for prize payment until the next Lottery business day after it is issued. Whether a claim for a prize is submitted to a retailer or to the Lottery by mail, private express carrier, secure drop box, or by an individual personally presenting the claim, the winning ticket or share (including the completed claim form, if applicable) must be received by the retailer or the Lottery within one-year after the drawing results become official (for draw games) or one year after the end of the lottery game in which the prize was won, unless a different time period is specified by the Lottery in the rules for a particular game or promotion. If the final day of the one-year claim period falls on a day when the Lottery is not processing prize claims, such as a weekend, Lottery holiday, furlough closure day, or unforeseen circumstances, the claim period shall be extended until 5:00 p.m. on the next day the Lottery is processing prize claims.
  - (c) Failure of Delivery: The claimant of a prize bears all risk associated with the method chosen to submit a claim, the timeliness of the claim submission and, in the case of submission by mail, private express carrier, or secure drop box, failure of the claim to be received by the Lottery or a retailer.
  - (d) If the Director determines that the ticket or share is invalid, or a non-winning ticket or share, or the claim is invalid, or that payment of a prize is otherwise inconsistent with the statutes or regulations governing the Lottery, the Director shall deny the claim and the Lottery will notify the claimant. An invalid ticket or share will not be returned to the claimant and is not eligible for any second chance or promotional drawing. A non-winning ticket will only be returned to the claimant if the claimant provides return postage and a self-addressed envelope or mailing container in which to return the ticket.
  - (e) Conflicting Information or Discrepancies: If there is conflicting information or discrepancies including, but not limited to, between the name or names on a winning Lottery ticket or share

and the name or names on a claim form, the Lottery may withhold prize payment until the conflicting information has been resolved to the Director's satisfaction. Discrepancies include, but are not limited to, names or addresses scratched out or erased or unreadable or altered names or addresses.

- (f) Investigations: At the discretion of the Director or Assistant Director for Security, the Lottery may conduct an investigation to aid in the determination of the rightful owners, the validity of a ticket or share, or any other issue relevant to this rule prior to payment of any prize. An investigation may be conducted under circumstances including, but not limited to, multiple signatures on a ticket or share or a signature that appears altered or forged.
  - (g) Determinations: The Director's decisions regarding the determination of a winning or valid Lottery ticket or share, or the determination of the rightful owner or owners of a prize, or of any other dispute or matter arising from payment or awarding of prizes are final and binding on all parties claiming an ownership interest in a prize.
  - (h) Payment Decisions: The Director shall make the final decision on whether any prize is paid or any annual prize payment is made. All prizes shall be paid within a reasonable time after they are validated, unless the Director delays a prize payment. The Director may, at any time, delay any prize payment in order to review the validity of a prize claim, or review a change of circumstances relative to the prize awarded, the payee, or the claim, or review any other relevant matter that may come to the Director's attention. Except as set forth in OAR 177-098-0060, for any prize requiring annual payments, all payments after the first payment shall be made on the anniversary date of the first payment in accordance with the type of prize awarded. Any delayed annual payment will be brought up to date immediately when payment is authorized by the Director.
  - (i) Social Security Numbers or Individual Taxpayer Identification Numbers (ITIN): Each United States resident or nonresident who is to receive a payment of winnings greater than \$600 shall furnish to the Lottery the information required on the Internal Revenue Service Form W-2G (or any other form required by the IRS,) including but not limited to the winner's name, address, and social security number or ITIN. This disclosure is mandatory and the authority for such disclosure is 42 USC 405(c)(2)(C), 26 CFR 31.3402(q)-1(e), ORS 461.715(1)(a), and 461.719(2)(a). A winner's social security number or ITIN will be used for the purpose of identifying child support or public assistance overpayment obligors and payments owed and to administer state and federal tax laws, including collection of tax.
  - (j) Deductions from Prize Amount Paid: When a prize claim is submitted or claimed digitally through a player account, the Lottery will reduce the amount of the prize actually paid to the winner by any amounts required by law to be withheld from payment, including without limitation applicable tax withholding, a writ of garnishment or other legal attachment, child support, or other obligations owed to the State of Oregon. A winner will not be entitled to the full prize amount in such cases and the amounts withheld will be transferred or retained by the Lottery as required by law.
- (2) Retailer Validation and Payment of Prizes: To determine whether a physical Lottery ticket or share presented for payment entitles the holder to a prize, a retailer must validate the claim with the Lottery by scanning the bar code or manually entering the bar code number printed on each Lottery ticket or share into equipment provided by the Lottery, and, if authorized by the Lottery, pay the holder the prize amount due.
- (a) Retailer Payment: Unless the prize has multiple owners, a retailer is authorized to pay a prize of \$600 or less and shall pay that prize in cash or check, or any combination thereof.

- (b) Dishonored Check: If a retailer's prize payment check is dishonored, the payee of the check may seek payment from the Lottery by presenting a copy of the dishonored check at Lottery Headquarters or a Lottery Branch during Lottery business hours, or by mailing a copy of the dishonored check with a winner claim form to the Lottery Mailing Address. If the Lottery determines that payment of the prize is authorized, the retailer has not paid the prize, and it is unlikely that the retailer will pay the prize, the Lottery may then issue a check to the payee of the dishonored check in the amount of the prize due. The Lottery may require submission of the original check issued by the retailer prior to making payment to the payee.
  - (c) Retailer Sanction: A retailer that pays a prize with a check that is dishonored may be subject to termination of its Lottery Retailer Contract.
- (3) Submission of Prize Claim to Lottery: The holder of a winning ticket or share may claim a prize by submitting the winning ticket or share using one of the methods described in this section, unless a different method is provided for claiming a Highest Prize in the specific rules for the game from which the Highest Prize is derived. A winner claim form may be obtained from any Lottery retailer, from the Lottery Headquarters or a Lottery Branch, or may be downloaded from the Lottery's website.
- (a) Presenting Claim at Lottery Headquarters or Lottery Branch:
    - (A) Except as provided in subsections (d) and (e) of this section, a claimant may bring and present a ticket or share at Lottery Headquarters or a Lottery Branch during Lottery business hours, unless the ticket or share, or a Lottery rule, specifies that the ticket or share may only be presented at Lottery Headquarters. Prize claims worth \$50,000 or more must be presented to the Lottery in person unless an exception is approved under subsection (b) of this section.
    - (B) Except as otherwise provided in this paragraph, when presenting a claim to the Lottery, including a Video Lottery cash slip claimed pursuant to [OAR 177-200-0020](#), the claimant must provide government-issued photo identification that is acceptable to the Lottery.
      - (i) If a claimant is unable to obtain or provide government-issued photo identification, Lottery may accept alternative forms of identification. The decision to accept alternative identification and the type of identification required shall be subject to Lottery's discretion.
      - (ii) For a prize claimed jointly under section (5) of this rule, all claimants must provide identification.
  - (b) Presenting Claim by Mail, Private Express Carrier, or Secure Drop Box:
    - (A) When submitting a claim by mail, private express carrier, or drop box, the claimant must provide a photocopy of the claimant's government-issued photo identification with the claim form. If a claimant is unable to obtain a government-issued photo identification or obtain a photocopy, Lottery may accept alternative identification or may authorize an alternative method for verifying the claimant's identity. The decision to authorize alternative forms of identification or an alternative method for verifying the claimant's identity and the type of identification required shall be subject to Lottery's discretion.



- (B) A claimant may present a claim by mail or private express carrier by signing the ticket or share, writing the claimant's mailing address on the ticket or share, completing a winner claim form, attaching a photocopy of their government-issued photo identification, and mailing it together with the winning ticket or share to the Lottery Mailing Address. Certified mail is recommended.
  - (C) The Lottery may provide a secure drop box on Lottery Headquarters premises into which a claimant may deposit a signed ticket or share, completed winner claim form, and a photocopy of their government-issued photo identification. Such secure drop box will be marked as such with Lottery signage. The claim is considered received by the Lottery on the date the claim is retrieved by Lottery personnel from the secure drop box.
  - (D) Unless an exception is approved by the Director or Assistant Director for Security (or, in the event of both of their absences, a person acting as a designee for the Director or Assistant Director for Security), only claims worth less than \$50,000 may be submitted to the Lottery by mail, private express carrier, or secure drop box.
- (c) Electronic Claim Form: A winner may submit an electronic claim form through the Internet if a winning ticket or share has already been presented using one of the methods specified in subsection (a) or (b) of this section. If the winner submits an electronic claim, the form is received by the Lottery only when the claim enters the Lottery's information processing system in a form that is retrievable by the Lottery and at the time and date noted by the Lottery's information processing system. The Lottery is not responsible for any electronic transmission failures or errors. An electronic winner claim form must include the winner's electronic signature that meets the requirements specified by the Lottery on the instructions for the winner claim form.
  - (d) Claiming Through the DraftKings Sportsbook Player Account: In the DraftKings Sportsbook, a prize is considered claimed immediately upon validation that the share is a winning share as determined by the rules for the particular game. Upon such validation, any taxes or other offsets required by law to be withheld will be withheld and any amounts remaining will be credited to the player account. There are no unclaimed prizes in the DraftKings Sportsbook game and prizes in such games may only be claimed as provided in this subsection.
  - (e) During a public health or other emergency, the Lottery may limit available methods for claiming prizes, especially in-person claiming, during the state of emergency.

(4) Lottery and Prize Payment Methods:

- (a) Except as provided in subsections (b) and (c) of this section, upon validation of a winning Lottery ticket or share presented to the Lottery for payment, the Lottery shall pay the amount of the prize due to the owner of the ticket or share by check, payment device, or other appropriate payment method. The prize payment method is at the Lottery's discretion. Lottery does not pay prizes in cash.
- (b) In the DraftKings Sportsbook digital sports betting game, the Lottery only pays prizes digitally by crediting the player account after the withholding of any amounts required by law to be withheld.
- (c) Lottery will not pay any prize for a winning ticket or share that has been sold, purchased, or claimed for compensation in violation of HB 3115 (2025). Any such ticket or share will not be returned to the claimant and is not eligible for any second chance or promotional drawing.

- (5) Claiming Lottery Tickets or Shares Jointly: If a Lottery ticket or share is owned by two or more persons, and the joint ownership by more than one person was mutually agreed upon, the prize must be claimed in accordance with the following:
- (a) Limitations: A ticket or share may not be claimed jointly for the purpose of avoiding or reducing the amount of the prize that will be offset against outstanding debts.
  - (b) General: All persons claiming ownership of the winning Lottery ticket or share must complete and sign a claim form and the Lottery's Request to Divide and Release Form or Relinquishment of Ownership Form at the time the prize is claimed. At least one of the owners of the ticket or share must sign the ticket or share. That person's signature must also appear on the Request to Divide and Release Form. Lottery retailers are not authorized to pay multiple owners who share a single winning prize.
  - (c) Unless an exception is approved by the director or the director's designee, each owner will receive an equal share of the prize. For example, if the prize is \$600 and there are three owners, each owner will receive \$200. In no event will an owner be permitted to reduce their share of the prize for the purpose of avoiding legally required offsets including for outstanding child support or public assistance overpayment.
  - (d) Unless an exception is approved by the director or the director's designee, each owner of a ticket for the top prize in Megabucks, Powerball, or Mega Millions must select the same payment option, either single lump sum or annuity.
  - (e) The Lottery may issue a single prize payment to an owner whose name appears on the ticket or share instead of multiple prize payments to the owners of the ticket or share if the value of each separate prize share would be less than \$50 or if the number of owners claiming a share of the prize exceeds 100 people.
  - (f) Unless directed otherwise by judicial order pursuant to [ORS 461.253](#), the Lottery only pays prizes to the owners of a ticket or share; Lottery will not pay part of a prize to another person who is not an owner, such as a relative.
  - (g) Unless an exception is approved by the director or the director's designee, owners may not be changed or added after the initial presentment of the claim to the Lottery.
  - (h) Relinquishment of Interest: To relinquish a person's ownership interest in a Lottery ticket or share, the person must sign the Lottery's Relinquishment of Ownership Form relinquishing the person's ownership interest to the person the owner designates on the form. In no event will a person be permitted to relinquish ownership interest once it is determined that the person owes money for child support, other legal attachment has taken place, or other amounts are otherwise required to be withheld by law. Once the Lottery receives the release of ownership form, it is irrevocable.
- (6) Second Chance Drawing Prize: Sections (5) and (7) of this rule are not applicable to a prize claim from a second chance drawing. Prizes awarded by the Lottery from second chance drawings must be claimed in accordance with the provisions of [OAR 177-052-0060](#) and only the person who submitted the winning entry in a second chance drawing may claim and be paid the prize.
- (7) Power of Attorney.

- (a) General: The owner of a winning ticket or share may designate in a written power of attorney an agent to act on the owner's behalf and to receive a prize payment on behalf of the owner. The Director shall confirm both the written authorization and the agent. An owner is encouraged to select a bonded agent. The Director may pay a prize to an agent for the owner of a winning ticket or share only if the Director determines that the agent has presented a valid power of attorney under Oregon law authorizing the Lottery to disburse a winning prize amount to the agent on behalf of the owner named on the winning ticket or share. The Director may require that any power of attorney submitted to the Lottery be in a form prescribed by the Lottery. The Director will accept a power of attorney for a winning ticket or share only when there is a single owner of the ticket or share. The owner of the ticket or share for whom a claim is submitted under a power of attorney must be a natural person over the age prescribed in the applicable game rules and be otherwise eligible to play Lottery games and claim a Lottery prize.
- (b) Method of Payment: The Lottery will not disburse cash to an agent for a winner. The Lottery will disburse payment to the designated agent for a ticket owner only by check, payment device, or other method payable to the named owner of the ticket or share, not to the name of the agent.
- (c) Power of Attorney Form: A power of attorney submitted to the Lottery must, at a minimum: (i) be in written form, (ii) specify the name, address and telephone number of the owner of the ticket or share; (iii) be dated with a date that is later than the determination of the winner for the game in which a winning prize is being claimed, (iv) specifically identify the winning prize and the game won, (v) specify the name, address and telephone number of the agent who is authorized to claim the prize for the owner; and (vi) clearly state that the agent may complete a claim form and sign the ticket or share in the name of the owner and receive payment of the prize for the owner. The Director, in his or her discretion, may also accept a general power of attorney form for a disabled or incompetent player if the Director determines that the general power of attorney is valid under Oregon law and that payment to the agent of a Lottery prize is within the authority conferred upon the agent under the general power of attorney.
- (d) Identification of Owner: The Director may confirm to the Director's satisfaction that the agent is authorized to claim a prize on behalf of the owner of a winning ticket or share. The Director may attempt to verify or contact the owner of a winning ticket or share that is being claimed by an agent. The Director may request copies of additional documentation to establish the identity of the owner and the validity of the power of attorney including, without limitation, a driver's license, passport or similar identification and documents pertaining to the identity and signature of the owner in order to verify the validity of the power of attorney.
- (e) Appearance: An agent may not present a winning ticket or share through the mail or by private express carrier, but must physically present the winning ticket or share with the power of attorney and any supporting documentation at the Lottery Headquarters to claim the prize payment on behalf of the owner. Subsequent to receipt of acceptable identification, along with a completed claim form from the agent, and the Director's review and approval of the power of attorney and other supporting documentation required by this rule or requested by the Director, the agent, in the presence of a duly authorized Lottery official, shall sign the owner's name on the winning Lottery ticket or share in the place indicated on the ticket or share and immediately return it to the Lottery. The Director shall then disburse payment as provided in these rules.
- (f) Discharge of Lottery from Liability: The owners of lottery tickets or shares are responsible for safeguarding their tickets or shares and assume the risk of an agent with apparent authority from the owner presenting a claim for payment from the Lottery on behalf of the owner. The

State of Oregon, its agents, officers, employees, and representatives, including but not limited to, the Oregon Lottery, its Director, agents, officers, employees, and representatives, are discharged of all liability upon payment to an apparent agent for the owner of a winning ticket or share in accordance with this rule. The Lottery is not responsible in any way for the fulfillment or completion of any agreement or power of attorney between the owner and the agent. The Director's decisions regarding the determination that a Lottery ticket or share is, or is not, a winning ticket or share or any question or dispute arising from the payment of such a prize is final and binding on all parties. In the event a question or issue arises regarding payment of a prize through an agent, the Director may withhold payment until the question or issue is resolved. The Lottery, the owner or the purported agent may petition a court of competent jurisdiction for judicial resolution of the matter.

- (g) This section does not apply to the DraftKings Sportsbook digital sports betting game. Prizes in the DraftKings Sportsbook may not be claimed through a power of attorney; provided, however, moneys may be withdrawn from a player account through a power of attorney, if the form of power of attorney is approved and given effect by Lottery.

(h) This section may not be used to claim a prize in violation of any statutes or rules applicable to Lottery.

- (87) Validation and Payment of Lost, Damaged or Destroyed Tickets or Shares: If a player of a game cannot submit an intact winning ticket or share because a retailer lost, damaged, or destroyed the ticket or share while attempting to perform validation procedures on the game ticket or share, or because the ticket or share was otherwise damaged so that it cannot be validated through the Lottery's central computer system or because it is otherwise unreadable, a prize claim based on such lost, damaged, or destroyed ticket or share may still be validated provided the claim is made before the end of the applicable claim period. For purposes of this rule, a ticket or share is unreadable if there is insufficient information remaining on the ticket or share for the Lottery's Security Section to reconstruct and validate the ticket or share.
  - (a) Player Form and Affidavit: To claim a prize based on a lost, damaged, or destroyed ticket or share, the player must obtain, complete, and sign a winner claim form and a claim affidavit furnished by the Lottery. The player shall submit the two completed forms along with any other evidence of the validation attempt that is in the player's possession (including, but not limited to, any slips, receipts or other evidence of play produced by the terminal at the time of the validation attempt) to the Lottery either by mail to the Lottery Mailing Address (registered mail recommended) or in person at the Lottery Headquarters or a Lottery Branch during Lottery business hours.
  - (b) Evidence: The evidence submitted by the claimant must corroborate any validation attempt of the ticket or share by a retailer including, but not limited to, identification of the Lottery game retailer or clerk who attempted to validate the prize, the time and date of the validation attempt, the ticket or share validation number, the terminal number, and the prize amount.
  - (c) Investigation: The Assistant Director for Security will conduct an investigation to determine if the claim and winning game ticket or share are valid.
  - (d) Retailer Affidavit: A retailer who is the subject of an investigation conducted under this section must complete and provide to the Lottery a retailer affidavit form explaining the events in question.
  - (e) Director's Determination: Based upon all the facts and information available, the Director shall determine whether prize payment is warranted and authorized.

- (f) Payment of Prize: Upon the Director's determination that the ticket or share submitted under this section is a valid, winning ticket or share, and that the player is the proper person to whom a prize is payable, the Lottery shall present or mail a check to the claimant in the amount of the prize due to the claimant.
- (g) Restriction of Payment: Payment of claims submitted under this section is restricted to the prize amount. A winner is not entitled to lost interest earnings or any other form of damages due to a delay in a payment of a prize while the validation process described in this rule is completed.
- (h) Retailer Sanctions: The Director may sanction a Lottery game retailer for the loss, damage or destruction of a winning ticket or share including, but not limited to imposing, a requirement for training for the retailer or the retailer's employees, and any other actions that the Lottery may take in response to a retailer's failure to perform contract duties or requirements as described in the Lottery retailer contract.
- (i) Notification of Denial: If the Director determines that the ticket or share is invalid, or a non-winning ticket or share, or the claim is invalid, the Director shall deny the claim and notify the claimant. An invalid ticket or share will not be returned to the claimant and is not eligible for any second chance or promotional drawing. A non-winning ticket or share will be returned to the claimant if the claimant provides return postage and a self-addressed envelope or mailing container in which to return the ticket or share. If a claim is denied, the Director may, in his or her discretion, provide the claimant with one or more replacement tickets as provided by [OAR 177-046-0160](#).

Statutory/Other Authority: [Or Const, Art XV, § 4\(4\)\(a\)](#), [ORS 461.120, 461.130, 461.150, 461.210, 461.230, 461.240, 461.250, 461.260, 461.400, 461.440, 461.715, & 461.719](#) & [Or Laws 2025, ch. 46](#)

Statutes/Other Implemented: [Or Const, Art XV, § 4\(4\)](#), [ORS 316.194, 461.020, 461.220, 461.240, 461.560, ORS 461.120, 461.130, 461.150, 461.210, 461.230, 461.240, 461.250, 461.260, 461.400, 461.440, 461.715, & 461.719](#) & [Or Laws 2025, ch. 46](#)

AMEND: 177-046-0130

RULE TITLE: Disclosure of Winners

RULE SUMMARY: The Lottery is amending OAR 177-046-0130 about the disclosure of winner information. The current rule states that Lottery may disclose the name of a winner. However, under HB 3115 (2025), a winner's name and address are exempt from disclosure under Oregon's Public Records Law and the Lottery may not publicly disclose a winner's name and address without written authorization. To comply with HB 3115 (2025), the rule is amended to say what information the Lottery can release about a prize win; to allow a winner to authorize Lottery in writing to release and use other information for promotional purposes; and to clarify that the effect of such authorization is to release Lottery from certain liabilities.

RULE TEXT:

**177-046-0130**

**Disclosure of Winners**

- (1) The Lottery may release public information about a prize win after all security validation procedures have been completed such as:

  - (a) The city, state, and zip code in which the winner resides.
  - (b) The name and location of the retailer who sold the winning ticket.
  - (c) Game name, drawing date if applicable, and prize amount.
- ~~(12) General: The Lottery may use the name, address, and likeness of a winner in any Lottery promotional campaign, advertisement, or press release. A winner consents to the use of the winner's name, address, and likeness for promotional campaigns, advertising, and publicity purposes by the Lottery and Lottery retailers. A winner who receives a prize or prize payment from~~ With the winner's written authorization, the Lottery grants the Lottery, its agents, contractors, officers, employees, and representatives ~~the right to may~~ use, publicly disclose, publish in print or by means of the Internet, and reproduce the winner's name, address, physical likeness, photograph, portraits, statements made by the winner, and use audio sound clips and video or film footage of the winner for the purpose of promoting the Lottery and its games.
- ~~(2) Person's Likeness: If the Lottery, its agents, officers, employees, and representatives deem it suitable for advertising, promotional or publicity use, or press use, a winner further grants the Lottery the right to use and reproduce the winner's likeness in print either alone or in any combination with other persons.~~ Examples of permitted uses include but are not limited to: Radio, television, newspapers, posters, billboards, commercials, magazines, print advertisements, press releases, social media posts, and posts on the Lottery web-site.
- (3) Release: Each winner who authorizes the Lottery in writing to publicly disclose the name and likeness of a winner releases the State of Oregon, its agents, officers, employees, and representatives, the Oregon Lottery, its Director, agents, officers, employees, and representatives from any liability arising out of any blurring, distortion, alteration, or use in composite form whether intentional or otherwise, that may occur, or be produced in the printing and production process towards the completion of any finished product. A winner waives any right to inspect or approve the finished products, whether it is for a promotional campaign, advertising, or publicity.

(4) ——— Limitation: If Lottery uses the address of a winner, the address shall not contain the street or house number of the winner.

Statutory/Other Authority: ~~ORS 461 & Or Const., Art. XV, & Sec. § 4(4)~~(a), ORS 461.120, 461.250 & Or Laws 2025, ch. 46

Statutes/Other Implemented: ~~Or Const, Art XV, § 4(4), ORS 461.020, 461.210~~461.120, 461.200, ~~461.220, 461.230, 461.240, 461.250 & 461.260~~Or Laws 2025, ch. 46

AMEND: 177-200-0012

RULE TITLE: Ownership of Cash Slips

RULE SUMMARY: The Lottery is amending OAR 177-200-0012 about ownership of Video Lottery cash slips. The amendments clarify that, notwithstanding the general bearer instrument rule, the bearer or owner of a winning ticket or share may not sell the ticket or share to another person or pay another person to claim the prize in violation of HB 3115 (2025).

RULE TEXT:

### 177-200-0012

#### Ownership of Cash Slips

- (1) General: Except for a cash slip claimed jointly in accordance with the provisions of [OAR 177-046-0110\(5\)](#), until such time as a name of an individual or individuals is imprinted or placed upon a cash slip, a cash slip is a bearer instrument and is owned by the holder of the cash slip.
- ~~(2)~~ Notwithstanding section (1) of this rule, the bearer or owner of a winning cash slip may not sell the cash slip to another person or pay another person to claim the prize in violation of HB 3115 (2025).
- ~~(23)~~ Joint Owners: Multiple individuals at least 21 years of age may jointly own and claim payment as owners of a cash slip using the methods described in [OAR 177-046-0110\(5\)](#) for claiming jointly. Multiple individuals each hold independent and equal shares of ownership in the cash slip.
- ~~(34)~~ Owner: When a name is placed upon a cash slip in the designated area, the cash slip ceases to be a bearer instrument. The individual(s) whose name(s) appears in that area on the cash slip is the owner(s) of the cash slip.
- ~~(45)~~ Natural Person: Only a natural person who is at least 21 years of age may own a cash slip and claim payment for it.

Statutory/Other Authority: ~~OR Const., Art. XV, § 4(4)(a), ORS 461.120, 461.210, 461.215, 461.230, & 461.250~~ & Or Laws 2025, ch. 46

Statutes/Other Implemented: Or Const, Art XV, § 4(4), ORS 461.120, 461.210, 461.215, 461.230, & 461.250 & Or Laws 2025, ch. 46



AMEND: 177-200-0020

RULE TITLE: Payment of Video Lottery Game Cash Slips

RULE SUMMARY: The Lottery is amending OAR 177-200-0020 about the payment of Video Lottery Game Cash Slips. The amendments clarify that the prize claim validation requirements in OAR 177-046-0090 and 177-046-0110(4) described previously in this Permanent Administrative Order apply to Video Lottery cash slips.

RULE TEXT:

**177-200-0020**

**Payment of Video Lottery Game Cash Slips**

- (1) Original Cash Slip: Except as set forth in sections (7) and (8) of this rule, an original cash slip is the only valid receipt for claiming prizes or for redeeming credits remaining on a terminal. A copy of a cash slip has no pecuniary or prize value and does not constitute evidence of a cash slip.
- (2) Retailer Validation Requirements: A retailer shall pay a cash slip only if:
  - (a) The cash slip is presented for payment at the retailer location that issued the cash slip.
  - (b) The player to whom the cash slip is payable is 21 years of age or older and authorized to play under these rules and Oregon statutes.
  - (c) The cash slip is presented to the retailer within 28 days of the date it was properly issued.
  - (d) It is intact and legible and meets all the Lottery's security requirements.
  - (e) It is not counterfeit, fraudulent, lacking the correct captions, altered, tampered with in any manner, or obtained from the Lottery or Lottery retailer by any fraudulent means.
  - (f) The information appearing on the cash slip corresponds with the computer record of the cash slip data recorded in the Lottery's central computer system.
  - (g) It has not been previously paid, ~~and,~~
  - (h) It is not a prize that must be validated and paid by the Lottery, such as a Jackpot Prize.
- (3) Retailer Validation Exception: If a cash slip is not intact or legible, the prize or credits that would have otherwise appeared on the cash slip may nevertheless be paid by the retailer as follows:
  - (a) Software Validation: Upon notification by a player that a Video Lottery game terminal issued a cash slip that is not intact or legible, the retailer shall obtain a validation number from the terminal. If the retailer is able to obtain a validation number from the terminal that corresponds to the time and amount of the credits claimed by the player, then the retailer shall validate the prize or credits that would otherwise have appeared on the cash slip through the validation terminal and pay the player.
    - (A) Software Validation Report: If the retailer pays the player pursuant to section (3)(a) of this rule, the retailer must complete a Retailer Software Validation Report signed by the player and the retailer. The retailer must retain the report for one month. The retailer must make them available for audit by the Lottery immediately upon request. The retailer must retain and attach the damaged or illegible cash slips to the reports.

- (B) Validation Number Unavailable: If the retailer is unable to obtain a validation number from the terminal that corresponds to the time and amount of the credits claimed by the player as required by subsection (3)(a), the player may request payment of the cash slip from the Lottery as provided in section (8) of this rule.
- (b) Jackpot Prize Cash Slip Not Issued, Intact, or Legible: If a cash slip for a Jackpot Prize is not intact or legible, the player and the retailer must complete a Video Problem Report form, attach the cash slip or all available portions of the cash slip to the form if available, and must submit the form and the cash slip to the Lottery for investigation. The Jackpot Prize may be paid as set forth in section (7) and (8) of this rule.
- (4) Limitation on Retailer Validation and Payment of Cash Slip: A retailer must not attempt to validate, and may not pay, a cash slip for any Jackpot Prize. A retailer shall only validate and pay non-Jackpot Prize cash slips issued by Video Lottery game terminals located on its premises.
- (5) Retailer Payment of Cash Slip: Upon validation of a cash slip as set forth in sections (2) and (3) of this rule, a retailer may pay the amount due. A retailer must not pay a cash slip in tokens, chips, or merchandise, or charge a fee for paying a cash slip or for issuing payment.
  - (a) Dishonored Retailer Check: If a retailer's check is dishonored, the player may seek payment from the Lottery by presenting a copy of the dishonored check using the methods provided in [OAR 177-046-0110\(2\)](#).
  - (b) Possible Contract Termination: A retailer that pays a cash slip with a check that is dishonored may be subject to termination of the Lottery Retailer Contract.
- (6) Lottery Validation and Payment of Cash Slips:
  - (a) Submitting a Claim: The owner of a winning cash slip may submit the cash slip to the Lottery in accordance with the methods described in [OAR 177-046-0110\(3\)](#) for winning tickets or shares. A cash slip may be claimed jointly as described in [OAR 177-046-0110\(5\)](#). The claimant of a prize bears all risk associated with the choice of method to submit a claim, the timeliness of the claim submission and, in the case of submission by mail, delivery service, private express carrier, or secure drop box, failure of the claim to be received by the Lottery.
  - (b) Timing and Deadline for Submitting a Claim: The cash slip must be received by the Lottery within one year from the date the cash slip was issued.
  - (c) Validation and Payment: A cash slip must meet all of the requirements of this rule and the validation requirements in OAR 177-046-0090 before Lottery will pay the prize claimed. Upon validation of a cash slip, the Lottery will pay the amount due. A retailer may pay a cash slip of \$1250 or less. Lottery will pay prizes for cash slips as set forth in [OAR 177-046-0110](#) for tickets and shares. The general provisions in [OAR 177-046-0110\(1\) and \(4\)](#) for tickets and shares apply to cash slips.
- (7) Lack of Cash Slip or Validation Number: If a player does not have a cash slip, or a retailer was unable to obtain a validation number, the Lottery will conduct an investigation of a claim presented for payment to the Lottery. The investigation will determine the reasons or causes for the failure of the terminal to produce a cash slip or to print an intact and legible cash slip, and why the retailer was unable to obtain a validation number.

- (a) Payment: The Lottery may pay the claim if the Lottery can determine from its investigation that the credit was on the terminal identified by the player at the time claimed, and that no cash slip has been paid on the claim.
  - (b) Signed Statement: The Lottery will not pay any such claim without a signed statement by a player. The player's statement must contain game play information that can be compared to data in the Lottery's central computer system that substantiates that the player won a prize in the amount and at the time claimed, and information from which the Lottery reasonably can determine that the claim has not been paid.
  - (c) Jackpot Prize: The Lottery will not pay the claim for a Jackpot Prize without receipt of a Video Problem Report form as described in section (3)(b) of this rule.
- (8) Lottery Validation Exceptions: If a cash slip cannot be validated because the cash slip data is not recorded on the Lottery's central computer system, the Director may still authorize payment if:
- (a) The Lottery conducts an investigation of the claim, and
  - (b) The Director concludes that the claimant was an authorized player and that the absence of a record of the cash slip data in the Lottery's central computer system was the result of either a technical problem in the Video Lottery game terminal or a communications problem that prevented the recording of the credits in the Lottery's central computer system.
- (9) Subsequent Claims: If a cash slip improperly paid by a retailer is later submitted for payment to the Lottery, the Lottery may collect the amount of the cash slip from the retailer's EFT account. The Lottery may conduct an investigation to determine if the Lottery properly paid the claim.
- (10) Withholding of Payment: The Lottery may withhold payment of any cash slip claim presented to it until the expiration of the 28-day prize claim period at the retailer's location for prizes payable by the retailer or until the completion of any investigation by the Lottery to determine if payment is proper.
- (11) Power of Attorney: The owner of a cash slip may designate in a written power of attorney an agent to act on the owner's behalf to redeem a cash slip in accordance with the provisions of [OAR 177-046-0110\(7\)](#) for tickets and shares, except that the form of power of attorney to redeem a cash slip must at a minimum: (i) be in written form, (ii) specify the name, address and telephone number of the owner of the ticket or share; (iii) be dated with a date that is later than the date of the cash slip, (iv) specifically identify the cash slip being redeemed, (v) specify the name, address and telephone number of the agent who is authorized to claim the prize for the owner; and (vi) clearly state that the agent may complete a claim form and sign the cash slip, claim form or other documents required to redeem the cash slip in the name of the owner and receive payment of the prize for the owner. The Director, in his or her discretion, may also accept a general power of attorney form for a disabled or incompetent player if the Director determines that the general power of attorney is valid under Oregon law and that payment to the agent of a Lottery prize is within the authority conferred upon the agent under the general power of attorney.

Statutory/Other Authority: [Or Const, Art XV, § 4\(4\)\(a\)](#), [ORS 461.120, 461.210, 461.215, 461.220, 461.230, 461.240, 461.250, 461.715, & 461.719](#) & [Or Laws 2025, ch. 46](#)

Statutes/Other Implemented: [Or Const, Art XV, § 4\(4\)](#), [ORS 316.127, 316.194, 461.560, ORS 461.120, 461.210, 461.215, 461.220, 461.230, 461.240, 461.250, 461.715, & 461.719](#) & [Or Laws 2025, ch. 46](#)