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METROPOLITAN EXPOSITION-RECREATION COMMISSION

Resolution No. 208

Whereas, Exposition-Recreation (ER) Commission Policy Statement Number 4-1 was adopted by the E-R Commission on November 2, 1983; and,

Whereas, E-R Commission Policy Statement Number 4-1 forbids any type of raffle or lottery events in E-R Commission facilities, even when sponsored by charitable organizations and authorized under State statutes; and,

Whereas, E-R Commission Policy Statement Number 4-1 has not been amended, modified, or repealed by the Metropolitan Exposition-Recreation Commission (Metro ERC), and therefore still governs the use of Metropolitan Exposition-Recreation Commission facilities; and,

Whereas, the Metropolitan Exposition-Recreation Commission wishes to update its policy on raffles and lottery events,

THE METROPOLITAN EXPOSITION-RECREATION COMMISSION FINDS:

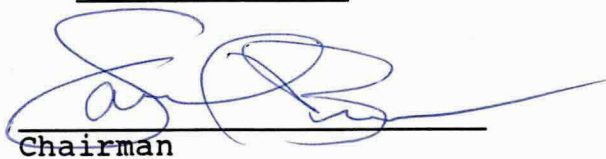
1. That certain major tenants of Metro ERC facilities wish to offer "bingo" or "raffle" games as adjuncts to their scheduled events; and
2. That State law now permits certain charitable, fraternal, or religious organizations to conduct such games; and
3. That allowing such games in Metro ERC facilities under certain limited conditions is desirable, in that these games can contribute to the financial health of some of the major tenants of Metro ERC facilities, and therefore help to assure continued usage of the Civic Stadium Oregon Convention and PCPA.

BE IT THEREFORE RESOLVED:

1. That the E-R Commission Resolution Number 446, which adopted Policy Statement Number 4-1, on November 2, 1983, is hereby repealed.

2. The "Bingo and Raffle" Policy attached to this Resolution as Exhibit A is hereby adopted.

Passed by the Commission on November 18, 1992.



Chairman



Secretary/Treasurer

APPROVED AS TO FORM:



Mark B. Williams  
Metro Senior Assistant Counsel

**MERC STAFF REPORT**

**Agenda Item / Issue:** BINGO AND RAFFLE POLICY

Resolution No. \_\_\_\_\_

Date: November 18, 1992 Presented By: Jeffrey A. Blosser

**Background and Analysis:** Since 1983, the then ERC Commission has operated with a policy prohibiting gambling (i.e., bingo, lotto, raffles, etc.) within Commission managed facilities. Recently staff has been approached to give exception to this policy, first by the Winter Hawks Hockey Club and then by the Portland State University. Groups wishing to conduct such activities are doing so to raise money to enhance their programs and/or provide long-term financial success. In order to find a solution for our permanent tenants / amateur sports teams and still maintain control over the type of gambling activities taking place in MERC facilities, a policy has been developed to manage this type of requested gambling.

This policy has been developed through legal counsel to protect the MERC facilities as well as define how the process will be established. (See attached.)

**Fiscal Impact:** None

**Discussion with Commission Liaison and / or User Group(s):** Staff discussed this issue with the MERC Commission during the October meeting, and testimony from the Jr. Hockey Club as to the merits of such a program was also provided during that meeting. Staff has reviewed the policy with MERC Counsel to assure a consistent process.

**Recommendation:** Staff recommends that the Metro E-R Commission pass this Bingo and Raffle Policy and make it effective January 1, 1993. This will give staff adequate time to address the need for developing a permit and application process to comply with policy items.

# Metropolitan Exposition - Recreation Commission

P.O. Box 2746 • Portland, Oregon 97208 • 503/731-7800 • Fax #731-7870 • 777 NE Martin Luther King Jr. Blvd.

November 13, 1992

TO: Policy Committee  
Sam Brooks  
Ron Kawamoto  
Ben Middleton

FROM: Jeff Blosser

SUBJECT: Bingo and Raffle Policy

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Since 1983 the Commission has operated with a policy prohibiting gambling (i.e. Bingo, Lotto, Raffles, etc.) within Commission facilities. Recently we were approached to give exception to this policy, first by the Winter Hawks Hockey Club and most recently by Portland State University.

The Hockey Club wishes to conduct a raffle at Hockey games to benefit the scholarship fund of its Jr. Hockey League players. PSU would like to conduct Bingo during half-time of its football games at Civic Stadium. PSU has a license to conduct Bingo and would be following the lead of University of Oregon and Oregon State University in an effort to find new sources of revenue to shore-up athletic programs in light of Measure #5.

In order to find a solution for our permanent tenants/amateur sports teams and still restrict or limit gambling in our facilities I asked Mark Williams to apply his legal expertise to this 1983 policy. (See attached).

I would recommend we make this limited modification to our policy and see how it works. We can also indicate this policy modification is on a trial basis. If the committee feels it is best not to alter the existing policy perhaps the Commission can grant an exception to our policy to these two amateur sports team tenants for one season.

Please advise how you would like to approach this request on policy change. Portland State will play their first game September 5th.

## Exhibit A

### Metropolitan Exposition-Recreation Commission

#### BINGO AND RAFFLE POLICY

##### I. PURPOSE

To establish a set policy on the use of Metro ERC facilities for bingo and raffle games.

##### II. DEFINITIONS

- A. "Bingo" or "lotto" has the meaning established by ORS 167.117(1).
- B. "Raffle" has the meaning established by ORS 167.117(13).
- C. "Charitable, fraternal, or religious organization" has the meaning established by ORS 167.117(5)(d).
- D. "Bookmaking," "casino game," "contest of chance," "gambling," "gambling device," "gray machine," "lottery or policy," "numbers scheme or enterprise" and "slot machine" have the meaning established for each respective term by ORS 167.117.
- E. "Major tenant" means an athletic team operated by a charitable, fraternal, or religious organization which plays the majority of its home games at the Civic Stadium or Memorial Coliseum. "Major tenant" also includes any charitable organization which is a sports league or association whose Portland franchise plays the majority of its home games at the Civic Stadium or Memorial Coliseum. "Major Tenant" also includes any organization that has resident company status at the PCPA facilities pursuant to the policy adopted in Resolution No. 183.

##### III. Policy

- A. No bingo, lotto, raffle, bookmaking, casino game, contest of chance, gambling, gambling device, gray machine, lottery or policy, numbers scheme or enterprise, or slot machine shall be permitted in any Metro ERC facility, except as specifically permitted by this Policy.

B. Bingo, lotto, and raffles will be permitted at all MERC facilities under the following conditions:

1. Only major tenants may operate bingo, lotto, and raffles.
2. Bingo, lotto, or raffles must be operated in compliance with ORS 167.118, and must be properly licensed pursuant to ORS 167.118, 464.250 to 464,380, 464,420 and 464,530 to 464.530. Operators of such games must also comply with any other applicable federal, state, or local laws or licensing requirements.
3. Bingo, lotto, or raffles will only be permitted as an adjunct to a game performance or other event taking place at the MERC facilities. The use of these facilities solely for such games of chance is forbidden. The Commission reserves the right to determine in any given case whether a proposed bingo, lotto, or raffle is offered only as an adjunct to a game or other event.
4. Major tenants who wish to hold bingo, lotto, or raffles must apply for and receive a permit for such games from the Facility Director. Permit applications must be filed at least 30 days in advance. The Facility Director will require applicants to use a standard application form, and may require any information he deems necessary, including but not limited to copies of any required licenses.
5. The Facility Director shall deny permits to applicants who do not meet the requirements of this Policy, including any information requirements established by the Facility Director. The Facility Director's decision shall become final unless it is appealed to the Commission within ten (10) working days.