

Forbes Contributor Inquiry

[Adam Andrzejewski](#)

Fri 5/19/2017 11:18 AM

To: Adam Andrzejewski <Adam@openthebooks.com>;

Stevens-Schwenger, Joan <joan.stevens-schwenger@state.or.us>



—

Reply all | —

Tue 5/16, 3:57 PM

Adam
Andrzejewski;

+3 more

Hi Adam,

Thanks for chatting with me yesterday. Here is more information about how the Lottery operates.

Oregon voters established the Oregon State Lottery by constitutional amendment in 1984. The Lottery was envisioned as both a public trust and a market driven business. As such, the Oregon Constitution provided exemptions to allow the Lottery to react quickly to market conditions. The Oregon Constitution says, for example,

“The State Lottery shall operate as a self-supporting revenue-raising agency of state government and no appropriations, loans, or other transfers of state funds shall be made to it.”

To enable the Lottery to operate in a competitive business world, Oregon law exempts the Oregon State Lottery from the purchasing and personnel laws that govern all other executive branch agencies. Any comparison with other state agencies’ procurement practices would have to consider these differences. Here’s the citation:

461.120 Commission exempt from certain laws; rulemaking; applicability of Administrative Procedures Act.

(1)(a) Except as otherwise provided by law, the provisions of ORS 279.835 to 279.855 and ORS chapters 279A, 279B, 279C, 282 and 283 do not apply to the Oregon State Lottery Commission unless otherwise provided by this chapter.

(b) Officers and employees of the Oregon State Lottery Commission are in the exempt service for purposes of ORS chapter 240 and other related statutes.

(c) ORS 276.004 (2), 276.021, 276.093 to 276.098, 276.410 to 276.426, 276.428, 276.440, 283.085 to 283.092, 291.038, 291.201 to 291.260 and 292.210 to 292.250 do not apply to the Oregon State Lottery Commission.

(d) ORS 293.075, 293.190, 293.205 to 293.225 and 293.275 do not apply to the Oregon State Lottery Commission.

(e) ORS 279A.100 and ORS chapters 659 and 659A apply to the Oregon State Lottery Commission.

(f) Notwithstanding paragraph (a) of this subsection, the provisions of ORS 282.210 shall apply to the Oregon State Lottery Commission.

(2) The commission shall, in accordance with ORS chapter 183, adopt and enforce rules to carry out the provisions of this chapter. [1985 c.2 §2(13),(14); 1985 c.302 §2(13),(14); 1991 c.76 §2; 2001 c.621 §80; 2001 c.956 §3; 2003 c.794 §287; 2005 c.217 §26; 2012 c.107 §65]

Joanie Stevens-Schwenger

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Offers a variety of games, winning numbers, and related information.



Adam Andrzejewski (say: Angie-f-ski)

Founder/Chief Executive Officer | 312.320.1867



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From: Adam Andrzejewski
Sent: Monday, May 15, 2017 11:08 AM
To: Alisa.Zavala@state.or.us; publicaffairs.lottery@state.or.us
Cc: Adam Andrzejewski
Subject: Re: You Have New Files to Download at Oregon Lottery

Deadline: 3pm PST today, Monday, May 15, 2017

Hi Chuck and Alisa,

We want to make sure that our understanding of your contract/amendment/procurement process is accurate...

The 'Price Agreement' of June 10, 2013 with Borders Perrin and Norrande was amended/extended four times outside of a competitive bid process. Please confirm our understanding that the contract was initially subject to a competitive procurement process, executed, and then amended/extended four times outside of a competitive procurement process.

These documents were provided by Lottery to us last week.

Here's a hyperlink to the contract:

https://www.openthebooks.com/assets/1/7/BPN_Price_Agreement_2407.pdf

Here's a hyperlink to the fourth amendment:

https://www.openthebooks.com/assets/1/7/BPN_PA_2407_Amend4_Eff_3-29-17_Term_5-1-17.pdf

Thank you for your clarification/confirmation of these facts.

Adam

Adam Andrzejewski (say: Angie-f-ski)
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From: Adam Andrzejewski
Sent: Tuesday, May 9, 2017 2:16 PM
To: Alisa.Zavala@state.or.us
Subject: Re: You Have New Files to Download at Oregon Lottery

Thank you, Alisa. I've downloaded the files and will be in touch if I have any questions.

Adam

Adam Andrzejewski (say: Angie-f-ski)

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From: support@filesanywhere.com <support@filesanywhere.com> on behalf of Alisa.Zavala@state.or.us <Alisa.Zavala@state.or.us>
Sent: Monday, May 8, 2017 11:38:34 AM
To: Adam Andrzejewski
Subject: You Have New Files to Download at Oregon Lottery

A new FileShare™ has been created for you. Please use this link to download the shared file(s). If clicking the link does not work, manually copy the link and paste it in your web browser.

FileShare™ link: [Click here to access FileShare™](#)

FileShare™ Details have been given below:

FileShare™ Sent By:	ZAVALAA [Alisa.Zavala@state.or.us]
Link Expiration:	Jun. 07, 2017 12:38:34 PM
Message:	<p>Good morning,</p> <p>Here is a link to the files that you requested. The link is valid for 30 days.</p> <p>Please let us know if you have any questions or would like to request further information.</p> <p>Thank you,</p> <p>Alisa Zavala</p>

If you have questions about the files, please contact the sender: Alisa.Zavala@state.or.us

Thank you for using our service.

Oregon Lottery

You can also copy this link to your web browser:

<https://private.filesanywhere.com/OregonLottery/FS/v.aspx?v=8a6c688e968faaa7a0ad>

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