

HOUSE AMENDMENTS TO HOUSE BILL 3426

By COMMITTEE ON JUDICIARY

April 15

1 On page 1 of the printed bill, delete lines 4 through 30 and delete page 2 and insert:

2 “**SECTION 1.** ORS 837.374 is amended to read:

3 “837.374. (1) Except as provided in subsection [(3)] (5) of this section, a person commits a Class
4 A violation if the person possesses or controls an unmanned aircraft system and recklessly causes
5 the unmanned aircraft system to:

6 “(a) Direct a laser at an aircraft while the aircraft is in the air;

7 “(b) Crash into an aircraft while the aircraft is in the air; **or**

8 “(c) Prevent the takeoff or landing of an aircraft[; *or*]

9 “[*(d) Interfere with a wildfire suppression, law enforcement or emergency response effort*].

10 “(2) **A person commits a Class B misdemeanor if the person possesses or controls an**
11 **unmanned aircraft system and recklessly causes the unmanned aircraft system to interfere**
12 **with a law enforcement, firefighting, search and rescue or emergency response effort.**

13 “[~~(2)~~] (3) Except as provided in subsection [(3)] (5) of this section, a person commits a Class A
14 misdemeanor if the person possesses or controls an unmanned aircraft system and knowingly or in-
15 tentionally causes the unmanned aircraft system to:

16 “(a) Direct a laser at an aircraft while the aircraft is in the air;

17 “(b) Crash into an aircraft while the aircraft is in the air; **or**

18 “(c) Prevent the takeoff or landing of an aircraft[; *or*]

19 “[*(d) Interfere with a wildfire suppression, law enforcement or emergency response effort*].

20 “(4) **A person commits a Class C felony if the person possesses or controls an unmanned**
21 **aircraft system and knowingly or intentionally causes the unmanned aircraft system to in-**
22 **terfere with a law enforcement, firefighting, search and rescue or emergency response effort.**

23 “[~~(3)~~] (5) A person commits a Class A felony if the person possesses or controls an unmanned
24 aircraft system and knowingly, intentionally or recklessly causes death or serious physical injury,
25 as defined in ORS 161.015, to another person by causing the unmanned aircraft system to:

26 “(a) Direct a laser at an aircraft while the aircraft is in the air;

27 “(b) Crash into an aircraft while the aircraft is in the air; **or**

28 “(c) Prevent the takeoff or landing of an aircraft.

29 “[~~(4)~~] (6) Notwithstanding [*subsection*] **subsections (1) and (2)** of this section, a person commits
30 a Class A misdemeanor if the person violates subsection (1) **or (2)** of this section and the person
31 has one or more convictions under subsection (1) **or (2)** of this section at the time of the offense.

32 “[~~(5)~~] (7) In addition to and not in lieu of any other sentence the court may impose, upon a
33 person’s second or subsequent conviction under this section, the court shall, at the time of sen-
34 tencing, declare the unmanned aircraft system used in the offense to be contraband and order that
35 the unmanned aircraft system be forfeited.”.

