

# House Bill 3426

Sponsored by Representative BOICE

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act says that it is an offense to use a drone to interfere with firefighting and search and rescue activities. (Flesch Readability Score: 60.6).

Expands offenses relating to the use of an unmanned aircraft system to interfere with official duties to include firefighting and search and rescue efforts.

## A BILL FOR AN ACT

1  
2 Relating to unmanned aircraft systems; amending ORS 837.374.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 837.374 is amended to read:

5 837.374. (1) Except as provided in subsection (3) of this section, a person commits a Class A vi-  
6 olation if the person possesses or controls an unmanned aircraft system and recklessly causes the  
7 unmanned aircraft system to:

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

9 (b) Crash into an aircraft while the aircraft is in the air;

10 (c) Prevent the takeoff or landing of an aircraft; or

11 (d) Interfere with a [*wildfire suppression*,] law enforcement, **firefighting, search and rescue** or  
12 emergency response effort.

13 (2) Except as provided in subsection (3) of this section, a person commits a Class A misdemeanor  
14 if the person possesses or controls an unmanned aircraft system and knowingly or intentionally  
15 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;

18 (c) Prevent the takeoff or landing of an aircraft; or

19 (d) Interfere with a [*wildfire suppression*,] law enforcement, **firefighting, search and rescue** or  
20 emergency response effort.

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

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

25 (b) Crash into an aircraft while the aircraft is in the air; or

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

27 (4) Notwithstanding subsection (1) of this section, a person commits a Class A misdemeanor if  
28 the person violates subsection (1) of this section and the person has one or more convictions under  
29 subsection (1) of this section at the time of the offense.

30 (5) In addition to and not in lieu of any other sentence the court may impose, upon a person's

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 second or subsequent conviction under this section, the court shall, at the time of sentencing, de-  
2 clare the unmanned aircraft system used in the offense to be contraband and order that the un-  
3 manned aircraft system be forfeited.

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