

A-Engrossed
House Bill 3199

Ordered by the House April 4
Including House Amendments dated April 4

Sponsored by Representatives MCLANE, MCKEOWN; Representatives ESQUIVEL, GOMBERG, WITT

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.

Prohibits release of sky lantern, discharge of exploding target or discharge of tracer ammunition during fire season on or near forest protection district lands. **Prohibits release of sky lantern or discharge of tracer ammunition during fire season that crosses above land inside or near forest protection district.** Makes violation subject to maximum fine of \$2,000.

A BILL FOR AN ACT

1
2 Relating to the use of incendiary devices in proximity to forested areas.

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

4 **SECTION 1. Section 2 of this 2013 Act is added to and made a part of ORS chapter 477.**

5 **SECTION 2. (1) As used in this section:**

6 (a) **"Exploding target" means a device:**

7 (A) **Designed for use or used as a target for small arms ammunition or for other**
8 **projectiles;**

9 (B) **Consisting of a flammable substance or flammable combination of substances; and**

10 (C) **Capable of exploding when struck by small arms gunfire or by other projectiles.**

11 (b) **"Sky lantern" means an unmanned self-contained luminary device that uses heated**
12 **air produced by an open flame or produced by another source to become or remain airborne.**

13 (c) **"Small arms" means a shotgun, rifle, pistol or revolver.**

14 (d) **"Tracer ammunition" means a bullet that contains a flammable substance designed**
15 **to ignite upon firing of the bullet and to burn with sufficient brightness to allow observation**
16 **of the bullet trajectory.**

17 (2) **A person violates this section if, during a fire season declared under ORS 477.505 for**
18 **a forest protection district or a part of a forest protection district:**

19 (a) **The person releases a sky lantern or discharges an exploding target or tracer am-**
20 **munition on land that is inside the district or is within one-eighth of a mile of the district;**
21 **or**

22 (b) **A sky lantern released by the person or tracer ammunition discharged by the person**
23 **crosses above land that is inside the district or is within one-eighth of a mile of the district.**

24 (3) **Violation of this section is a Class A violation. In addition to any enforcement officer**
25 **specifically identified in ORS 153.005, the State Fire Marshal, the State Forestry Department**
26 **or the State Forester may issue a citation for a violation under this section.**

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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.