

HOUSE AMENDMENTS TO HOUSE BILL 2481

By COMMITTEE ON JUDICIARY

March 24

1 Delete lines 4 through 23 of the printed bill and insert:

2 **“SECTION 1. (1) A law enforcement agency may not receive any of the following property**
3 **from a military equipment surplus program operated by the federal government:**

4 **“(a) Unmanned aircraft systems that are armored or weaponized;**

5 **“(b) Aircraft that are combat-configured or combat-coded;**

6 **“(c) Grenades or similar explosives, or grenade launchers; or**

7 **“(d) Firearms silencers.**

8 **“(2) A law enforcement agency purchasing property from a military surplus program**
9 **operated by the federal government may use only state or local funds, and may not use funds**
10 **obtained from the federal government, for the purchase.**

11 **“(3) To receive property not prohibited by subsection (1) of this section from a military**
12 **equipment surplus program:**

13 **“(a) For a local law enforcement agency with jurisdiction over a municipality or tribal**
14 **lands, the law enforcement agency shall obtain written approval from the governing body of**
15 **the municipality or tribal lands for receipt of the property.**

16 **“(b) For a county sheriff’s office, the sheriff shall, at least five days before requesting**
17 **the property, notify the board of county commissioners or county court in writing of the**
18 **request. The written notice must include information about the type of equipment re-**
19 **quested, the estimated cost savings to the county if the request is granted, the estimated**
20 **costs of refurbishing or repairing the equipment and the intended use by the sheriff of the**
21 **property.**

22 **“(c) For a law enforcement agency within a state agency or special government body,**
23 **including the Department of Justice, the law enforcement agency shall obtain written ap-**
24 **proval from the director, or the person in a position equivalent to a director, of the state**
25 **agency or special government body.**

26 **“(d) For a law enforcement agency that is a state agency, the law enforcement agency**
27 **shall obtain written approval from the person or entity with the authority to appoint and**
28 **remove the director, or the person in a position equivalent to a director, of the state agency.**

29 **“(4) If a law enforcement agency requests property from a military equipment surplus**
30 **program, the law enforcement agency shall publish notice of the request on a publicly ac-**
31 **cessible website within 14 days after the request.**

32 **“(5) As used in this section:**

33 **“(a) ‘Firearms silencer’ has the meaning given that term in ORS 166.210.**

34 **“(b) ‘Law enforcement agency’ means any agency that employs police officers or prose-**
35 **cutes criminal cases, but does not include a tribal law enforcement agency.**

1 “(c) ‘Police officer’ means:
2 “(A) A member of the Oregon State Police;
3 “(B) A sheriff, a municipal police officer or a police officer commissioned by a university
4 under ORS 352.121 or 353.125;
5 “(C) An investigator of a district attorney’s office if the investigator is or has been cer-
6 tified as a peace officer in this or any other state;
7 “(D) An investigator of the Criminal Justice Division of the Department of Justice;
8 “(E) A humane special agent as defined in ORS 181A.345; or
9 “(F) A regulatory specialist exercising authority described in ORS 471.775 (2).
10 “(d) ‘Unmanned aircraft system’ has the meaning given that term in ORS 837.300.”.
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