

# DRAFT

## SUMMARY

Reconciles and modifies penalties for certain offenses involving unmanned aircraft systems.

### A BILL FOR AN ACT

Relating to unmanned aircraft systems; amending ORS 837.374 and 837.995.

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

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

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

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

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

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

(2) **Except as provided in subsection (3) of this section**, a person commits a Class A misdemeanor if the person possesses or controls an unmanned aircraft system and knowingly or intentionally causes the unmanned aircraft system to:

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

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

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

**(3) A person commits a Class A felony if the person possesses or controls an unmanned aircraft system and knowingly, intentionally or recklessly causes death or serious physical injury, as defined in ORS**

1 **161.015, to another person by causing the unmanned aircraft system**  
2 **to:**

- 3 **(a) Direct a laser at an aircraft while the aircraft is in the air;**  
4 **(b) Crash into an aircraft while the aircraft is in the air; or**  
5 **(c) Prevent the takeoff or landing of an aircraft.**

6 [(3)] (4) Notwithstanding subsection (1) of this section, a person commits  
7 a Class A misdemeanor if the person violates subsection (1) of this section  
8 and the person has one or more convictions under subsection (1) of this  
9 section at the time of the offense.

10 [(4)] (5) In addition to and not in lieu of any other sentence the court  
11 may impose, upon a person's second or subsequent conviction under this  
12 section, the court shall, at the time of sentencing, declare the unmanned  
13 aircraft system used in the offense to be contraband and order that the un-  
14 manned aircraft system be forfeited.

15 **SECTION 2.** ORS 837.995 is amended to read:

16 837.995. (1) A person commits a Class A felony if the person possesses or  
17 controls an unmanned aircraft system and intentionally causes, or attempts  
18 to cause, the unmanned aircraft system to[:]

19 [(a)] fire a bullet or other projectile at an aircraft while the aircraft is  
20 in the air.[:]

21 [(b)] *Direct a laser at an aircraft while the aircraft is in the air; or*]

22 [(c)] *Crash into an aircraft while the aircraft is in the air.*]

23 (2) A person who intentionally interferes with, or gains unauthorized  
24 control over, an unmanned aircraft system licensed by the Federal Aviation  
25 Administration, or operated by the Armed Forces of the United States as  
26 defined in ORS 352.313, an agency of the United States or a federal, state  
27 or local law enforcement agency, commits a Class C felony.

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