

1 **SENATE FLOOR VERSION**

2 April 4, 2022

3 ENGROSSED HOUSE
4 BILL NO. 3171

By: Phillips of the House

and

Bergstrom of the Senate

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8 An Act relating to crimes and punishments;
9 prohibiting unlawful uses of drones; making violation
10 a misdemeanor; providing exceptions; providing for
11 codification; and providing an effective date.

12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 1743 of Title 21, unless there
15 is created a duplication in numbering, reads as follows:

16 A. No person using an Unmanned Aircraft System (UAS) or drone,
17 as defined by the Federal Aviation Administration, may, except as
18 authorized by law:

19 1. Trespass on property with intent to subject anyone to
20 eavesdropping or other surveillance in a private place;

21 2. Install in any private place, without the consent of the
22 person or persons entitled to privacy there, any device for
23 observing, photographing, recording, amplifying, or broadcasting

1 sounds or events in such place, or use any such unauthorized
2 installation;

3 3. Intentionally use a drone to photograph, record, or
4 otherwise observe another person in a private place where the person
5 has a reasonable expectation of privacy; or

6 4. Land a drone on the lands or waters of another resident
7 provided the resident owns the land beneath the water body in its
8 entirety without the owner's consent.

9 B. A person who violates this act is guilty of a misdemeanor.
10 Paragraphs 2 and 3 of subsection A of this section do not apply to
11 law enforcement officers, or to those acting under the direction of
12 a law enforcement officer, while engaged in the performance of the
13 officers' lawful duties. Paragraph 3 of subsection A of this
14 section does not apply to a drone operator operating a drone for
15 bona fide business or bona fide government purposes who
16 unintentionally or incidentally photographs, records, or otherwise
17 observes another person in a private place, nor does it apply to a
18 designated emergency management worker operating a drone within the
19 scope of the worker's duties.

20 SECTION 2. This act shall become effective November 1, 2022.

21 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY
22 April 4, 2022 - DO PASS

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