

D R A F T

SUMMARY

Provides that drone may not be used by law enforcement agency for purpose of surveillance of person in place where person has reasonable expectation of privacy except pursuant to warrant.

Requires destruction of images and other information acquired by use of drone within specified period of time unless information is needed as evidence in criminal prosecution.

Requires that law enforcement agencies that use drones adopt policies on use of drones. Requires procedure for notifying public of policies on use of drones.

Prohibits use of weaponized drones by law enforcement agencies.

Declares emergency; effective on passage.

A BILL FOR AN ACT

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2 Relating to drones; and declaring an emergency.

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

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

5 (a) **“Drone” means an unmanned flying machine that is capable of:**

6 (A) **Capturing images of objects or people on the ground or in the**
7 **air; or**

8 (B) **Intercepting communications on the ground or in the air.**

9 (b) **“Law enforcement agency” means any agency that employs po-**
10 **lice officers, as defined in ORS 133.525, or that prosecutes offenses.**

11 (2) **A law enforcement agency may not use a drone for the purpose**
12 **of surveillance of a person in a place where the person has a reason-**
13 **able expectation of privacy except pursuant to a warrant issued under**
14 **ORS 133.525 to 133.703.**

15 (3) **Any images or other information acquired through the use of a**

1 drone must be destroyed within ____ months after the information is
2 acquired unless the information is needed as evidence in a criminal
3 prosecution.

4 (4) Any law enforcement agency that uses drones must adopt poli-
5 cies for the use of the drones that establish:

6 (a) Training requirements for operators;

7 (b) Criteria for when drones will be used;

8 (c) A description of the areas in which drones may be used; and

9 (d) A procedure for informing the public of the law enforcement
10 agency's policies on the use of drones.

11 (5) A law enforcement agency may not use a drone that is capable
12 of firing a bullet or other projectile, or is otherwise capable of being
13 used as a weapon.

14 SECTION 2. This 2013 Act being necessary for the immediate pres-
15 ervation of the public peace, health and safety, an emergency is de-
16 clared to exist, and this 2013 Act takes effect on its passage.

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