

SB 238-1  
(LC 3072)  
3/27/25 (MNJ/ps)

Requested by SENATE COMMITTEE ON JUDICIARY

**PROPOSED AMENDMENTS TO  
SENATE BILL 238**

1 In line 2 of the printed bill, before the period insert “; amending ORS  
2 837.320 and 837.370; and repealing ORS 837.330, 837.335 and 837.340”.

3 Delete lines 4 through 9 and insert:

4 **“SECTION 1.** ORS 837.320 is amended to read:

5 “837.320. *[(1) A law enforcement agency may operate an unmanned aircraft*  
6 *system, acquire information through the operation of an unmanned aircraft*  
7 *system, or disclose information acquired through the operation of an unmanned*  
8 *aircraft system, if:]*

9 “[*(a) A warrant is issued authorizing use of an unmanned aircraft system;*  
10 *or]*

11 “[*(b) The law enforcement agency has probable cause to believe that a per-*  
12 *son has committed a crime, is committing a crime or is about to commit a*  
13 *crime, and exigent circumstances exist that make it unreasonable for the law*  
14 *enforcement agency to obtain a warrant authorizing use of an unmanned air-*  
15 *craft system.]*

16 “[*(2) A warrant authorizing the use of an unmanned aircraft system must*  
17 *specify the period for which operation of the unmanned aircraft system is au-*  
18 *thorized. In no event may a warrant provide for the operation of an unmanned*  
19 *aircraft system for a period of more than 30 days. Upon motion and good cause*  
20 *shown, a court may renew a warrant after the expiration of the 30-day*  
21 *period.]*

1       “(1) Except as provided in subsection (3) of this section, a law  
2 enforcement agency or a law enforcement officer may operate an un-  
3 manned aircraft system, acquire information through the operation  
4 of an unmanned aircraft system or disclose information acquired  
5 through the operation of an unmanned aircraft system, in connection  
6 with lawful police activity, including but not limited to when the law  
7 enforcement agency is:

8       “(a) Responding to any call for law enforcement services.

9       “(b) Responding to a public safety emergency in which personal in-  
10 jury or damage to property could occur.

11       “(c) Conducting search and rescue operations.

12       “(d) Conducting training as provided in ORS 837.345.

13       “(e) Obtaining information about a property when the property  
14 owner has consented.

15       “(2) A law enforcement agency or a law enforcement officer may  
16 operate an unmanned aircraft system not in connection with police  
17 activity only if all cameras on the unmanned aircraft system are:

18       “(a) Stowed; or

19       “(b) Positioned to provide situational awareness for flight and used  
20 only for airspace deconfliction.

21       “(3)(a) A law enforcement agency or a law enforcement officer may  
22 not operate an unmanned aircraft system over the boundaries of  
23 commercial property unless the property owner has consented and the  
24 property owner has posted conspicuous notice that a law enforcement  
25 agency may be operating an unmanned aircraft system over the prop-  
26 erty.

27       “(b) A law enforcement agency or a law enforcement officer may  
28 not operate an unmanned aircraft system for purposes of traffic  
29 enforcement, except when the law enforcement agency is actively  
30 pursuing a fleeing suspect.

1       **“SECTION 2.** ORS 837.370 is amended to read:

2       “837.370. (1) [*Except as provided in subsection (2) of this section,*] A person  
3       may not operate an unmanned aircraft system over the boundaries of pri-  
4       vately owned premises in a manner so as to intentionally, knowingly or  
5       recklessly harass or annoy the owner or occupant of the privately owned  
6       premises.

7       “[(2) *Subsection (1) of this section does not apply to the use of an unmanned*  
8       *aircraft system by a law enforcement agency under ORS 837.335.*]

9       “[(3)(a)] **(2)(a)** Except as provided in paragraphs (b) and (c) of this sub-  
10      section, violation of subsection (1) of this section is a Class B violation.

11      “(b) If, at the time of the offense, the person has one prior conviction  
12      under this section, violation of subsection (1) of this section is a Class A  
13      violation.

14      “(c) If, at the time of the offense, the person has two or more prior con-  
15      victions under this section, violation of subsection (1) of this section is a  
16      Class B misdemeanor.

17      “(d) If the court imposes a sentence of probation for a violation under  
18      paragraph (c) of this subsection, the court may order as a condition of pro-  
19      bation that the person may not possess an unmanned aircraft system.

20      **“SECTION 3. ORS 837.330, 837.335 and 837.340 are repealed.”**.  
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