

SB 1125-A4
(LC 4553)
6/24/25 (MNJ/ps)

Requested by Senator PROZANSKI

**PROPOSED AMENDMENTS TO
A-ENGROSSED SENATE BILL 1125**

On page 1 of the printed A-engrossed bill, line 2, after “provisions;” delete the rest of the line and insert “amending ORS 837.300, 837.320, 837.370 and 837.374; and repealing ORS 837.330, 837.335 and 837.340.”.

Delete lines 4 through 23 and delete page 2 and insert:

“SECTION 1. ORS 837.374 is amended to read:

“837.374. (1) Except as provided in subsection [(3)] **(5)** 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[; or].

“[(d) *Interfere with a wildfire suppression, law enforcement or emergency response effort.*]

“(2) A person commits a Class B misdemeanor if the person possesses or controls an unmanned aircraft system and recklessly causes the unmanned aircraft system to interfere with a law enforcement, firefighting, search and rescue or emergency response effort.

“[(2)] **(3)** Except as provided in subsection [(3)] **(5)** 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 un-

1 manned aircraft system to:

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

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

4 “(c) Prevent the takeoff or landing of an aircraft[; *or*].

5 “[*(d) Interfere with a wildfire suppression, law enforcement or emergency*
6 *response effort.*]

7 “**(4) Except as provided in subsection (5) of this section, a person**
8 **commits a Class C felony if the person possesses or controls an un-**
9 **manned aircraft system and knowingly or intentionally causes the**
10 **unmanned aircraft system to interfere with a law enforcement,**
11 **firefighting, search and rescue or emergency response effort.**

12 “[*(3)*] **(5)** A person commits a Class A felony if the person possesses or
13 controls an unmanned aircraft system and knowingly, intentionally or
14 recklessly causes death or serious physical injury, as defined in ORS 161.015,
15 to another person by causing the unmanned aircraft system to:

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

17 “(b) Crash into an aircraft while the aircraft is in the air; [*or*]

18 “(c) Prevent the takeoff or landing of an aircraft[.]; **or**

19 “**(d) Interfere with a law enforcement, firefighting, search and res-**
20 **cue or emergency response effort.**

21 “[*(4)*] **(6)** Notwithstanding [*subsection*] **subsections (1) and (2)** of this
22 section, a person commits a Class A misdemeanor if the person violates
23 subsection (1) **or (2)** of this section and the person has one or more con-
24 victions under subsection (1) **or (2)** of this section at the time of the offense.

25 “[*(5)*] **(7)** In addition to and not in lieu of any other sentence the court
26 may impose, upon a person’s second or subsequent conviction under this
27 section, the court shall, at the time of sentencing, declare the unmanned
28 aircraft system used in the offense to be contraband and order that the un-
29 manned aircraft system be forfeited.

30 “**SECTION 2.** ORS 837.320 is amended to read:

1 “837.320. [(1) A law enforcement agency may operate an unmanned aircraft
2 system, acquire information through the operation of an unmanned aircraft
3 system, or disclose information acquired through the operation of an unmanned
4 aircraft system, if:]

5 “[(a) A warrant is issued authorizing use of an unmanned aircraft system;
6 or]

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

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

18 **“(1) A law enforcement agency or a law enforcement officer may**
19 **operate an unmanned aircraft system, acquire information through**
20 **the operation of an unmanned aircraft system or disclose information**
21 **acquired through the operation of an unmanned aircraft system, in**
22 **connection with lawful police activity, when the law enforcement**
23 **agency is:**

24 **“(a) Responding to a police call for service that originated from a**
25 **member of the public via a 9-1-1 call or a dispatch from a law**
26 **enforcement officer received and processed by a public safety answer-**
27 **ing point, as defined in ORS 403.105, when there is reasonable suspicion**
28 **that criminal conduct will occur imminently, is occurring or has re-**
29 **cently occurred and the use of an unmanned aircraft system is neces-**
30 **sary to protect public safety or gather evidence of a crime. In using**

1 an unmanned aircraft system under this paragraph, the law enforce-
2 ment agency shall:

3 “(A) Limit the use of the unmanned aircraft system to the specific
4 incident and location relevant to the call for service.

5 “(B) Ensure that data collected through the use of the unmanned
6 aircraft system is not used for general surveillance or retained for
7 more than 30 days after the date of the incident unless directly rele-
8 vant to an ongoing criminal investigation.

9 “(b) Responding to a public safety emergency in which there is
10 reasonable suspicion that personal injury or damage to property has
11 occurred or will occur. A lawful assembly is not a public safety emer-
12 gency for purposes of this paragraph.

13 “(c) Conducting search and rescue operations.

14 “(d) Reconstructing a specific crime scene or accident scene, or
15 performing a similar physical assessment, related to a specific inves-
16 tigation, for a period not to exceed five days.

17 “(e) Conducting training as provided in ORS 837.345.

18 “(f) Acquiring information about an individual, or about the
19 individual’s property, if the individual has given written consent to the
20 use of an unmanned aircraft system for those purposes.

21 “(g) Executing an arrest warrant at a location where the law
22 enforcement agency has reasonable suspicion to believe the subject of
23 the arrest warrant is present.

24 “(h) Responding to exigent circumstances that make it unreason-
25 able for the law enforcement agency to obtain a warrant authorizing
26 use of an unmanned aircraft system, if probable cause exists to believe
27 that a person has committed a crime, is committing a crime or is
28 about to commit a crime.

29 “(i) Operating an unmanned aircraft system as authorized by a
30 warrant issued by a court.

1 **“(2) When a law enforcement agency or a law enforcement officer**
2 **operates an unmanned aircraft system as authorized by this section,**
3 **the law enforcement agency shall document the flight of the un-**
4 **manned aircraft system and the justification for use of the unmanned**
5 **aircraft system in accordance with record keeping and retention re-**
6 **quirements adopted by the law enforcement agency.**

7 **“(3) A law enforcement agency or a law enforcement officer may**
8 **use an unmanned aircraft system to record images, video or sound**
9 **only:**

10 **“(a) At the specific location and with regard to the specific incident**
11 **for which the use of the unmanned aircraft system is authorized under**
12 **this section; and**

13 **“(b) For the purpose of collecting and preserving evidence.**

14 **“(4) A law enforcement agency or a law enforcement officer may**
15 **operate an unmanned aircraft system to move the unmanned aircraft**
16 **system to and from the location of police activity where operation of**
17 **an unmanned aircraft system is authorized under this section only if**
18 **all cameras on the unmanned aircraft system are:**

19 **“(a) Stowed; or**

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

22 **“(5) Except as expressly authorized by this section, a law enforce-**
23 **ment agency or a law enforcement officer may not operate an un-**
24 **manned aircraft system for purposes of:**

25 **“(a) Traffic enforcement, except when the law enforcement agency**
26 **is actively pursuing a fleeing suspect.**

27 **“(b) Surveillance or monitoring of individuals, property or public**
28 **areas.**

29 **“(6) Notwithstanding the provisions of this section, a law enforce-**
30 **ment agency or a law enforcement officer may not:**

1 “(a) Use an unmanned aircraft system to collect or maintain in-
2 formation in a manner prohibited by ORS 180.805, 181A.250 or 181A.820.

3 “(b) Use an unmanned aircraft system to record a lawful assembly.

4 “(c) Use an unmanned aircraft system in violation of the Oregon
5 or United States Constitutions.

6 “(d) Provide images, video or sound collected through the use of an
7 unmanned aircraft system under this section, other than to the De-
8 partment of Justice of this state or a state or local law enforcement
9 agency or district attorney based in this state, without a warrant or
10 other judicial order authorizing the release of the images, video or
11 sound.

12 “**SECTION 3.** ORS 837.300 is amended to read:

13 “837.300. As used in ORS 837.300 to 837.390 and 837.995:

14 “(1) ‘Aircraft’ has the meaning given that term in ORS 836.005.

15 “(2) ‘Law enforcement agency’ means an agency that employs peace offi-
16 cers, as defined in ORS 133.005, or that prosecutes offenses.

17 “(3) ‘Public body’ has the meaning given that term in ORS 174.109.

18 “(4) ‘Unmanned aircraft system’ means an unmanned flying machine,
19 commonly known as a drone, and its associated elements, including commu-
20 nication links and the components that control the machine.

21 “[(5) ‘Warrant’ means a warrant issued under ORS 133.525 to 133.703.]

22 “**SECTION 4.** ORS 837.370 is amended to read:

23 “837.370. (1) *[Except as provided in subsection (2) of this section,]* A person
24 may not operate an unmanned aircraft system over the boundaries of pri-
25 vately owned premises in a manner so as to intentionally, knowingly or
26 recklessly harass or annoy the owner or occupant of the privately owned
27 premises.

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

30 “[(3)(a)] **(2)(a)** Except as provided in paragraphs (b) and (c) of this sub-

1 section, violation of subsection (1) of this section is a Class B violation.

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

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

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

11 **“SECTION 5. ORS 837.330, 837.335 and 837.340 are repealed.**

12 **“SECTION 6. The amendments to ORS 837.374 by section 1 of this
13 2025 Act apply to conduct occurring on or after the effective date of
14 this 2025 Act.”.**

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