

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 SENATE BILL 1489

By: Bergstrom

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5
6 AS INTRODUCED

7 An Act relating to crime and punishment; providing
8 for certain unlawful actions; providing definitions;
9 providing for penalties; providing for codification;
and providing an effective date.

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

12 SECTION 1. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 2200 of Title 21, unless there
14 is created a duplication in numbering, reads as follows:

15 A. It shall be unlawful to willingly damage, disrupt the
16 operation of or otherwise interfere with a manned aircraft through
17 the use of an unmanned aircraft system, while the manned aircraft is
18 taking off, landing, in flight or otherwise in motion.

19 B. As used in this section:

20 1. "Manned aircraft" means aircraft transporting or operated by
21 direct physical control from a human or humans; and

22 2. "Unmanned aircraft" means an aircraft without occupants that
23 is flown by a pilot via a ground control system or autonomously
24 through use of an onboard computer and other additional equipment

1 necessary to operate the aircraft and includes unmanned aircraft
2 commonly called drones.

3 C. Any person who violates the provision of this section, upon
4 conviction, shall be guilty of a felony and punished by imprisonment
5 in the custody of the Department of Corrections for not more than
6 two (2) years or a fine of not more than Two Thousand Dollars
7 (\$2,000.00), or by such fine and imprisonment.

8 SECTION 2. NEW LAW A new section of law to be codified
9 in the Oklahoma Statutes as Section 2201 of Title 21, unless there
10 is created a duplication in numbering, reads as follows:

11 A. It shall be unlawful for any person to possess or use an
12 unmanned aircraft, as defined in Section 1 of this act, that has an
13 attached weapon.

14 B. It shall be unlawful for any person to fish or hunt using an
15 unmanned aircraft.

16 C. As used in this section, "weapon" means any object capable
17 of inflicting serious bodily injury or death when used as a weapon.

18 D. This section shall not prohibit possession or usage of an
19 unmanned aircraft that is authorized by federal law or regulation.

20 E. Any person who violates the provision of subsection A of
21 this section, upon conviction, shall be guilty of a felony and
22 punishable by imprisonment in the custody of the Department of
23 Corrections for not more than two (2) years or a fine of not more
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1 than Two Thousand Dollars (\$2,000.00), or by such fine and
2 imprisonment.

3 E. Any person who violates the provision of subsection B of
4 this section, upon conviction, shall be guilty of a misdemeanor and
5 punishable by imprisonment in the county jail for not more than one
6 (1) year or a fine of One Thousand Dollars (\$1,000.00), or by such
7 fine and imprisonment.

8 SECTION 3. NEW LAW A new section of law to be codified
9 in the Oklahoma Statutes as Section 2202 of Title 21, unless there
10 is created a duplication in numbering, reads as follows:

11 A. It shall be unlawful to publish or disseminate, for any
12 purpose, recorded images taken by a person or non-law enforcement
13 entity through the use of infrared or other similar thermal imaging
14 technology attached to an unmanned aircraft, as defined in Section 1
15 of this act, and revealing individuals, materials or activities
16 inside of a structure without the consent of the property owner.

17 B. Any person who violates the provisions of this section, upon
18 conviction, shall be guilty of a misdemeanor punishable by
19 imprisonment in the county jail for not more than one (1) year or a
20 fine of One Thousand Dollars (\$1,000.00), or by such fine and
21 imprisonment.

22 SECTION 4. This act shall become effective November 1, 2020.
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