

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 SENATE BILL 1072

By: Murdock

4  
5  
6 AS INTRODUCED

7 An Act relating to unmanned aircraft systems;  
8 defining terms; prohibiting certain use of unmanned  
9 aircraft systems over certain property; providing  
10 penalties for violation; prohibiting certain use of  
11 unmanned aircraft systems with surveillance devices  
12 over certain property; providing penalties for  
13 violation; prescribing relief for certain violation;  
14 authorizing the court to provide certain expenses  
15 related to petition; allowing for certain use of  
16 image, sound, or data following violation; exempting  
17 certain uses; providing for promulgation of rules;  
18 providing for codification; and providing an  
19 effective date.

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

23 SECTION 1. NEW LAW A new section of law to be codified  
24 in the Oklahoma Statutes as Section 4-50 of Title 2, unless there is  
25 created a duplication in numbering, reads as follows:

26 As used in this act:

27 1. "Animal feeding operation" means the same as defined in  
28 Section 20-41 of Title 2 of the Oklahoma Statutes;

29 2. "Homestead" means real property that includes the principal  
30 residence of a person and up to four hundred (400) feet of

1 surrounding land with any improvements, if all such real property is  
2 both owned or leased by that person and is located outside a city or  
3 town or outside any platted subdivision or addition;

4 3. "Intrusion" means operating an unmanned aircraft system at a  
5 distance less than four hundred (400) feet above or alongside the  
6 property. The distance shall be measured by the nearest point of a  
7 property barrier or object within the property and the unmanned  
8 aircraft system;

9 4. "Livestock" or "animals" means the same as defined in  
10 Section 1-3 of Title 2 of the Oklahoma Statutes;

11 5. "Principal residence" means the place where a person  
12 habitually lives for more days per year than another place in this  
13 state, if the place is located outside a city or town or outside any  
14 platted subdivision or addition;

15 6. "Secure farmstead area" means real property that includes an  
16 animal feeding operation and up to four hundred (400) feet of  
17 surrounding land with any improvements, if all such real property is  
18 both owned or leased by a person and is located outside a city or  
19 town or outside any platted subdivision or addition;

20 7. "Surveillance device" means a camera or electronic equipment  
21 that transmits or records images, sounds, or data if the  
22 transmission or recording is capable of reasonably identifying any  
23 of the following:

- a. the identity, physical appearance, conduct, or voice of an individual,
- b. the species of an agricultural animal, or
- c. the unique physical characteristics of land or an improvement upon the land; and

8. "Unmanned aircraft system" means the same as defined in Section 82 of Title 3 of the Oklahoma Statutes.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 4-50.1 of Title 2, unless there is created a duplication in numbering, reads as follows:

A. A person commits intrusion by the use of an unmanned aircraft system if the person knowingly does any of the following:

1. Controls the flight of an unmanned aircraft system over a homestead not owned or leased by the person piloting the unmanned aircraft system and the unmanned aircraft system remains over the homestead; or

2. Controls the flight of an unmanned aircraft system over a secure farmstead area not owned or leased by the person piloting the unmanned aircraft system and the unmanned aircraft system remains over the secure farmstead area.

B. 1. A person who is convicted of violating this section shall be guilty of a misdemeanor, punishable by imprisonment for not more than thirty (30) days, or by a fine not less than Five Hundred

1 Dollars (\$500.00) nor more than One Thousand Dollars (\$1,000.00), or  
2 by both such imprisonment and fine.

3 2. Notwithstanding the provisions of paragraph 1 of this  
4 subsection, a person who is convicted of violating this section  
5 shall be guilty of a misdemeanor, punishable by imprisonment for  
6 more than one (1) year, or by a fine not less than One Thousand  
7 Dollars (\$1,000.00) nor more than Two Thousand Five Hundred Dollars  
8 (\$2,500.00), or by both such imprisonment and fine if the person has  
9 previously been convicted of any of the following:

- 10 a. violating the provisions of this section, or
- 11 b. surveillance by use of an unmanned aircraft system  
12 pursuant to Section 3 of this act.

13 SECTION 3. NEW LAW A new section of law to be codified  
14 in the Oklahoma Statutes as Section 4-50.2 of Title 2, unless there  
15 is created a duplication in numbering, reads as follows:

16 A. A person commits surveillance by the use of an unmanned  
17 aircraft system if the person knowingly does any of the following:

18 1. Controls the flight of an unmanned aircraft system equipped  
19 with a surveillance device over a homestead not owned or leased by  
20 the person piloting the unmanned aircraft system and the unmanned  
21 aircraft system remains over the homestead; or

22 2. Controls the flight of an unmanned aircraft system equipped  
23 with a surveillance device over a secure farmstead area not owned or  
24

1 leased by the person piloting the unmanned aircraft system and the  
2 unmanned aircraft system remains over the secure farmstead area.

3 B. 1. A person who is convicted of violating this section  
4 shall be guilty of a misdemeanor, punishable by imprisonment for  
5 more than one (1) year, or by a fine not less than One Thousand  
6 Dollars (\$1,000.00) nor more than Two Thousand Five Hundred Dollars  
7 (\$2,500.00), or both such imprisonment and fine.

8 2. Notwithstanding the provisions of paragraph 1 of this  
9 subsection, a person who is convicted of violating this section  
10 shall be guilty of a misdemeanor, punishable by imprisonment for  
11 more than two (2) years, or by a fine not less than Five Thousand  
12 Dollars (\$5,000.00) nor more than Ten Thousand Dollars (\$10,000.00),  
13 or by both such imprisonment and fine if the person has previously  
14 been convicted of any of the following:

- 15 a. violating the provisions of Section 2 of this act, or
- 16 b. violating the provisions of this act.

17 SECTION 4. NEW LAW A new section of law to be codified  
18 in the Oklahoma Statutes as Section 4-50.3 of Title 2, unless there  
19 is created a duplication in numbering, reads as follows:

20 A. A person who is the owner or lessee of a homestead or secure  
21 farmstead area may petition the district court to obtain an order  
22 for a temporary injunction to prevent the respondent from using any  
23 unmanned aircraft system equipped with a surveillance device, if a  
24 preponderance of evidence indicates the respondent is harassing the  
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1 petitioner by controlling the flight of the unmanned aircraft system  
2 over the person's homestead or secure farmstead area. The court  
3 shall grant the temporary injunction for not more than two (2)  
4 years. The court may continue the injunction upon a petition filed  
5 by the petitioner with the court prior to the order's expiration.

6 B. If a court grants an order for a temporary injunction under  
7 subsection A of this section, the court may award the petitioner  
8 court costs, reasonable attorney fees, and expenses related to the  
9 petitioner's investigation and adjudication of the case.

10 C. 1. Except as provided in subparagraph b of paragraph 2 of  
11 this subsection, a court shall order that any person holding a  
12 retrievable image, sound, or data recorded in violation of this  
13 section destroy the image, sound, or data, including any copy of  
14 such image, sound, or data.

15 2. a. A person may claim an ownership interest in a  
16 retrievable image, sound, or data recorded in  
17 violation of this section, to the extent that any of  
18 the following apply:

19 (1) the person is an individual who may be identified  
20 in the recording. A parent or guardian of the  
21 individual may claim the ownership interest on  
22 behalf of the individual,

23 (2) the person is an owner of the livestock that may  
24 be identified in the recording, or  
25

1 (3) the person is an owner of the land or an  
2 improvement to land having unique physical  
3 characteristics that may be identified in the  
4 recording.

5 b. A person cannot claim an ownership interest in a  
6 retrievable image, sound, or data that may identify  
7 another individual, livestock owned by another person,  
8 or land or an improvement owned by another person,  
9 unless that other individual or person consents.

10 SECTION 5. NEW LAW A new section of law to be codified  
11 in the Oklahoma Statutes as Section 4-50.4 of Title 2, unless there  
12 is created a duplication in numbering, reads as follows:

13 A. A person shall not be in violation of this act if the person  
14 piloting the unmanned aircraft system is:

15 1. A person acting with the consent of the owner of the  
16 homestead or secure farmstead area;

17 2. A person operating an unmanned aircraft system for a  
18 commercial or agricultural use in compliance with the Federal  
19 Aviation Administration regulations, authorizations, or exemptions;

20 3. A department, agency, or unit of government of this state or  
21 any other state, city, county, or political subdivision, or any  
22 other public corporation or agency created under the laws of this  
23 state, any other state, the United States, or any department or  
24 agency thereof, or any agency, commission, or authority established

1 pursuant to an interstate company or agreement or combination  
2 thereof;

3 4. A public utility as defined in Section 191.1 of Title 17 of  
4 the Oklahoma Statutes;

5 5. A railroad company as defined in Section 2201 of Title 68 of  
6 the Oklahoma Statutes;

7 6. The city, town, or political subdivision exercising rights  
8 to a road pursuant to Section 1201 et seq. of Title 69 of the  
9 Oklahoma Statutes; and

10 7. The owner or lessee of the homestead or secure farmstead  
11 area.

12 B. The Oklahoma Department of Agriculture, Food, and Forestry  
13 shall promulgate rules necessary to implement the provisions of this  
14 act.

15 SECTION 6. This act shall become effective November 1, 2025.

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