

AMENDED IN SENATE APRIL 26, 2016  
AMENDED IN SENATE APRIL 7, 2016  
AMENDED IN SENATE MARCH 28, 2016  
AMENDED IN SENATE MARCH 1, 2016

**SENATE BILL**

**No. 868**

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**Introduced by Senator Jackson**

January 12, 2016

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An act to amend Section 830.7 of the Penal Code, and to amend Section 21012 of, and to add Part 1.5 (commencing with Section 21750) to Division 9 of, the Public Utilities Code, relating to aviation.

LEGISLATIVE COUNSEL'S DIGEST

SB 868, as amended, Jackson. State Remote Piloted Aircraft Act.

Existing federal law, the FAA Modernization and Reform Act of 2012, provides for the integration of civil unmanned aircraft systems, commonly known as drones, into the National Airspace System. Existing federal law generally requires an aircraft to be registered with the Federal Aviation Administration (FAA), prohibits a person from operating a United States registered aircraft unless that aircraft displays specified nationality and registration marks, and, unless authorized by the FAA, prohibits a person from placing on any aircraft a design, mark, or symbol that modifies or confuses those nationality and registration marks.

The State Aeronautics Act governs various matters relative to aviation in the state, including, among other things, fostering and promoting safety in aeronautics and establishing only those regulations that are essential and clearly within the scope of the authority granted to the Department of Transportation by the Legislature, in order that persons

may engage in every phase of aeronautics with the least possible restriction consistent with the safety and the rights of others. A violation of the act is a crime punishable by a fine of not more than \$1,000 or by imprisonment of not more than 6 months, or both.

Existing law establishes the Office of Emergency Services in the office of the Governor and makes the ~~office~~ *Office of Emergency Services* responsible for the state's emergency and disaster response services for natural, technological, or manmade disasters and emergencies.

This bill would enact the State Remote Piloted Aircraft Act. The bill would establish conditions for operating remote piloted aircraft, including the procurement of liability ~~insurance~~ *insurance or proof of financial responsibility*. The bill would authorize the department to adopt rules and regulations governing the conditions under which remote piloted aircraft may be operated for the purpose of protecting and ensuring the general public interest and safety and the safety of persons operating remote piloted aircraft. The bill would authorize the Office of Emergency Services to adopt rules and regulations and to make and amend general or special rules, orders, and procedures with respect to operating a remote piloted aircraft in certain circumstances, including operating a remote piloted aircraft within 500 feet of critical infrastructure.

The bill would authorize the department to make and amend general or special rules, orders, and procedures, and establish minimum standards consistent with the act as it deems necessary, to assist political subdivisions and their law enforcement agencies, and to enter into any contracts necessary to the execution of its powers pursuant to the act, as specified. The bill would ~~authorize~~ *provide that an officer or employee designated by the Director of Transportation and the department's officers and employees, Transportation to exercise certain powers of arrest, as specified,* and any state or peace officer charged with the enforcement of state and local laws or ordinances, ~~to~~ *may* enforce and assist in the enforcement of the act, any rules or orders issued under the act, and all other state laws applicable to remote piloted aircraft or unmanned aircraft systems. ~~The bill would also authorize the director to designate any officer or employee of the department to exercise the powers of arrest, as specified.~~ The bill would provide that remedies provided by the act are cumulative with any other remedies available under law. The bill would provide that the provisions of the act are severable. ~~The bill would make a violation of the act or any rule~~

~~or order issued pursuant to the act punishable in the same manner as a violation of the State Aeronautics Act, except as provided, which would make violations subject to criminal penalties. The bill would make a violation of any provision of the act or any rule or order issued pursuant to the act punishable as an infraction with a fine not exceeding \$250, or as a misdemeanor punishable by imprisonment in a county jail not exceeding 6 months, or by a fine not exceeding \$1,000, or by both that fine and imprisonment.~~

Because the bill would create new crimes, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 830.7 of the Penal Code is amended to  
2 read:

3 830.7. The following persons are not peace officers but may  
4 exercise the powers of arrest of a peace officer as specified in  
5 Section 836 during the course and within the scope of their  
6 employment, if they successfully complete a course in the exercise  
7 of those powers pursuant to Section 832:

8 (a) Persons designated by a cemetery authority pursuant to  
9 Section 8325 of the Health and Safety Code.

10 (b) Persons regularly employed as security officers for  
11 independent institutions of higher education, recognized under  
12 subdivision (b) of Section 66010 of the Education Code, if the  
13 institution has concluded a memorandum of understanding,  
14 permitting the exercise of that authority, with the sheriff or the  
15 chief of police within whose jurisdiction the institution lies.

16 (c) Persons regularly employed as security officers for health  
17 facilities, as defined in Section 1250 of the Health and Safety Code,  
18 that are owned and operated by cities, counties, and cities and  
19 counties, if the facility has concluded a memorandum of  
20 understanding, permitting the exercise of that authority, with the

1 sheriff or the chief of police within whose jurisdiction the facility  
2 lies.

3 (d) Employees or classes of employees of the California  
4 Department of Forestry and Fire Protection designated by the  
5 Director of Forestry and Fire Protection, provided that the primary  
6 duty of the employee shall be the enforcement of the law as that  
7 duty is set forth in Section 4156 of the Public Resources Code.

8 (e) Persons regularly employed as inspectors, supervisors, or  
9 security officers for transit districts, as defined in Section 99213  
10 of the Public Utilities Code, if the district has concluded a  
11 memorandum of understanding permitting the exercise of that  
12 authority, with, as applicable, the sheriff, the chief of police, or  
13 the Department of the California Highway Patrol within whose  
14 jurisdiction the district lies. For the purposes of this subdivision,  
15 the exercise of peace officer authority may include the authority  
16 to remove a vehicle from a railroad right-of-way as set forth in  
17 Section 22656 of the Vehicle Code.

18 (f) Officers and employees of the Department of Transportation  
19 who are designated by the Director of Transportation to enforce  
20 the provisions of the State Remote Piloted Aircraft Act (Part 1.5  
21 commencing with Section 21750) of Division 9 of the Public  
22 Utilities Code), any rule or order issued under that part, or any  
23 other law applicable to remote piloted aircraft or unmanned aircraft  
24 systems.

25 (g) Nonpeace officers regularly employed as county parole  
26 officers pursuant to Section 3089.

27 (h) Persons appointed by the Executive Director of the California  
28 Science Center pursuant to Section 4108 of the Food and  
29 Agricultural Code.

30 (i) Persons regularly employed as investigators by the  
31 Department of Transportation for the City of Los Angeles and  
32 designated by local ordinance as public officers, to the extent  
33 necessary to enforce laws related to public transportation, and  
34 authorized by a memorandum of understanding with the chief of  
35 police, permitting the exercise of that authority. For the purposes  
36 of this subdivision, “investigator” means an employee defined in  
37 Section 53075.61 of the Government Code authorized by local  
38 ordinance to enforce laws related to public transportation.  
39 Transportation investigators authorized by this section shall not  
40 be deemed “peace officers” for purposes of Sections 241 and 243.

1 (j) Persons regularly employed by any department of the City  
2 of Los Angeles who are designated as security officers and  
3 authorized by local ordinance to enforce laws related to the  
4 preservation of peace in or about the properties owned, controlled,  
5 operated, or administered by any department of the City of Los  
6 Angeles and authorized by a memorandum of understanding with  
7 the Chief of Police of the City of Los Angeles permitting the  
8 exercise of that authority. Security officers authorized pursuant to  
9 this subdivision shall not be deemed peace officers for purposes  
10 of Sections 241 and 243.

11 (k) Illegal dumping enforcement officers or code enforcement  
12 officers, to the extent necessary to enforce laws related to illegal  
13 waste dumping or littering, and authorized by a memorandum of  
14 understanding with, as applicable, the sheriff or chief of police  
15 within whose jurisdiction the person is employed, permitting the  
16 exercise of that authority. An “illegal dumping enforcement officer  
17 or code enforcement officer” is defined, for purposes of this  
18 section, as a person employed full time, part time, or as a volunteer  
19 after completing training prescribed by law, by a city, county, or  
20 city and county, whose duties include illegal dumping enforcement  
21 and who is designated by local ordinance as a public officer. An  
22 illegal dumping enforcement officer or code enforcement officer  
23 may also be a person who is not regularly employed by a city,  
24 county, or city and county, but who has met all training  
25 requirements and is directly supervised by a regularly employed  
26 illegal dumping enforcement officer or code enforcement officer  
27 conducting illegal dumping enforcement. This person shall not  
28 have the power of arrest or access to summary criminal history  
29 information pursuant to this section. No person may be appointed  
30 as an illegal dumping enforcement officer or code enforcement  
31 officer if that person is disqualified pursuant to the criteria set forth  
32 in Section 1029 of the Government Code. Persons regularly  
33 employed by a city, county, or city and county designated pursuant  
34 to this subdivision may be furnished state summary criminal history  
35 information upon a showing of compelling need pursuant to  
36 subdivision (c) of Section 11105.

37 SEC. 2. Section 21012 of the Public Utilities Code is amended  
38 to read:

39 21012. “Aircraft” means any manned contrivance used or  
40 designed for navigation of, or flight in, the air requiring

1 certification and registration as prescribed by federal statute or  
2 regulation. Notwithstanding the foregoing provisions of this  
3 section, manned lighter-than-air balloons and ultralight vehicles  
4 as defined in the regulations of the Federal Aviation Administration  
5 (14 C.F.R. Part 103), whether or not certificated by the Federal  
6 Aviation Administration, shall not be considered to be aircraft for  
7 purposes of this part. “Aircraft” does not include remote piloted  
8 aircraft, as defined in Section 21753.

9 SEC. 3. Part 1.5 (commencing with Section 21750) is added  
10 to Division 9 of the Public Utilities Code, to read:

11

12 PART 1.5. STATE REMOTE PILOTED AIRCRAFT ACT

13

14 21750. This part may be cited as the “State Remote Piloted  
15 Aircraft Act.”

16 21751. The purpose of this part is to further and protect the  
17 public interest in remote piloted aircraft by all of the following  
18 means:

19 (a) Encouraging the development and general use of remote  
20 piloted aircraft.

21 (b) Fostering and promoting safety in remote piloted aeronautics.

22 (c) Preserving the fundamental right to privacy.

23 (d) Protecting the security of critical infrastructure.

24 (e) Protecting California’s natural resources.

25 (f) Encouraging the use of remote piloted aircraft for  
26 newsgathering in a manner consistent with the fundamental right  
27 to privacy.

28 (g) Granting to a state agency powers, and imposing upon it  
29 duties, so that the state may properly perform its functions relative  
30 to remote piloted aeronautics and effectively exercise its  
31 jurisdiction over persons and property.

32 (h) Effecting, where feasible and consistent with the policies of  
33 this state, uniformity with federal aeronautics laws and regulations.

34 (i) Establishing only those regulations that are essential and  
35 clearly within the scope of the authority granted by the Legislature,  
36 in order that persons may engage in every phase of remote piloted  
37 aeronautics with the least possible restriction consistent with the  
38 safety and the rights of others.

1 21752. (a) Unless the context otherwise requires, the  
2 definitions and general provisions set forth in this part govern the  
3 construction of this part.

4 (b) This part shall not be construed to do either of the following:

5 (1) Limit any power of the state or a political subdivision to  
6 regulate the operation of remote piloted aircraft if the regulations  
7 do not conflict with the provisions of this part.

8 (2) Preempt any local ordinance that regulates remotely piloted  
9 aircraft or unmanned aircraft systems if the ordinance is consistent  
10 with this part.

11 (c) Except as specified, this part shall not be construed as  
12 prohibiting, restricting, or permitting the prohibition of the take-off,  
13 operation, or landing of remote piloted aircraft.

14 21753. (a) “Aircraft” means any contrivance used or designed  
15 for navigation of, or flight in, the air.

16 (b) “Airport” means any area of land or water that is used, or  
17 intended for use, for the landing and take-off of aircraft, and any  
18 appurtenant areas that are used, or intended for use, for airport  
19 buildings or other airport facilities or rights-of-way, and all airport  
20 buildings and facilities located thereon.

21 (c) “Critical infrastructure” means systems and assets so vital  
22 to the state that the incapacity or destruction of those systems or  
23 assets would have a debilitating impact on security, economic  
24 security, public health and safety, or any combination of those  
25 matters.

26 (d) “Department” means the Department of Transportation.

27 (e) “Heliprot” means any area of land, water, or structure used,  
28 or intended for use, for the landing and take-off of helicopters, and  
29 any appurtenant areas that are used, or intended for use, for heliport  
30 buildings or other heliport facilities or rights-of-way, and all  
31 heliport buildings and facilities located thereon.

32 (f) “Operation of remote piloted aircraft” or “operate remote  
33 piloted aircraft” means the use, navigation, or piloting of remote  
34 piloted aircraft in the airspace over the land or waters of this state.

35 (g) “Person” means any individual, firm, partnership,  
36 corporation, limited liability company, company, association, joint  
37 stock association, or body politic; and includes any trustee,  
38 receiver, assignee, or other similar representative.

39 (h) “Pilot” means the person in command of a remote piloted  
40 aircraft while underway.

1 (i) “Political subdivision” means any county, city, city and  
2 county, public corporation, district, or other political entity or  
3 public corporation of this state.

4 (j) “Remote piloted aircraft” means an aircraft that is operated  
5 without the possibility of direct human intervention from within  
6 or on the aircraft.

7 (k) “Remote piloted aircraft system” means a remote piloted  
8 aircraft and its associated elements, including communication  
9 links, that are required for the pilot to control the remote piloted  
10 aircraft.

11 21754. A person shall not operate a remote piloted aircraft in  
12 any of the following circumstances:

13 (a) (1) Within 500 feet of critical infrastructure designated by  
14 rule or regulation by the Office of Emergency Services without  
15 first obtaining the consent of the owner or operator of the critical  
16 infrastructure.

17 (2) This subdivision shall not apply to the operation of a remote  
18 piloted aircraft by any person that the Federal Aviation  
19 Administration authorizes to operate a remote piloted aircraft for  
20 a commercial purpose who operates the remote aircraft in a manner  
21 that complies with the authorization or by any person described  
22 in Section 1070 of the Evidence Code if both of the following  
23 conditions are met:

24 (A) The operation of the remote piloted aircraft does not  
25 unreasonably interfere with the operation of the critical  
26 infrastructure.

27 (B) The operation of the remote piloted aircraft does not pose  
28 an imminent and credible threat to the safety or security of the  
29 critical infrastructure.

30 (b) Within 1,000 feet of a heliport without first obtaining the  
31 consent of the owner or operator of the heliport, or without first  
32 obtaining a waiver, exemption, or other authorization for its  
33 operation from the Federal Aviation Administration.

34 (c) Within five miles of an airport without first obtaining the  
35 consent of the owner or operator of the airport, or without first  
36 obtaining a waiver, exemption, or other authorization for its  
37 operation from the Federal Aviation Administration.

38 (d) Within any other area where the department or the Office  
39 of Emergency Services, through rule or regulation, determines that

1 unrestricted use of remote piloted aircraft presents an imminent  
2 danger to public health and safety.

3 21755. A person shall not operate a remote piloted aircraft in  
4 any of the following circumstances:

5 (a) Within the airspace overlaying units of the state park system,  
6 unless the operator of the remote piloted aircraft has obtained a  
7 permit authorizing the use of that aircraft in that airspace or the  
8 unit of the state park system over which the remote piloted aircraft  
9 is used has, by rule or regulation, authorized the launching, landing,  
10 or operation of remote piloted aircraft.

11 (b) Within the airspace overlaying lands or waters managed by  
12 the Department of Fish and Wildlife, unless the operator of the  
13 remote piloted aircraft has obtained a permit authorizing the use  
14 of that aircraft in that airspace or the Department of Fish and  
15 Wildlife has, by rule or regulation, authorized the launching,  
16 landing, or operation of remote piloted aircraft over those lands  
17 or waters.

18 (c) (1) Within 500 feet of the State Capitol or other building  
19 housing the state legislative offices and chambers, situated in the  
20 area bounded by 10th, L, 15th, and N Streets in the City of  
21 Sacramento, unless the operator of the remote piloted aircraft has  
22 obtained a permit authorizing the use of that aircraft within 500  
23 feet of the building or the Department of the California Highway  
24 Patrol has, by rule or regulation, authorized the launching, landing,  
25 or operation of remote piloted aircraft within 500 feet of the  
26 building.

27 (2) This subdivision shall not apply to the operation of a remote  
28 piloted aircraft by any person that the Federal Aviation  
29 Administration authorizes to operate a remote piloted aircraft for  
30 a commercial purpose who operates the remote piloted aircraft in  
31 a manner that complies with the authorization or by any person  
32 described in Section 1070 of the Evidence Code if both of the  
33 following conditions are met:

34 (A) The operation of the remote piloted aircraft does not  
35 unreasonably interfere with the operation of the State Capitol.

36 (B) The operation of the remote piloted aircraft does not pose  
37 an imminent and credible threat to the safety or security of the  
38 State Capitol.

1 21756. Notwithstanding Sections 21754 and 21755, a person  
2 may operate a remote piloted aircraft in any of the following  
3 circumstances:

4 (a) In any airspace designated for the taking off or landing of  
5 aircraft at an airport or heliport when the operator of the remote  
6 piloted aircraft is both authorized to and engaged in taking off  
7 from or landing at that airport or heliport.

8 (b) Upon or above any property to which the operator of the  
9 remote piloted aircraft has a right of entry.

10 (c) Upon or above any property for which the operation of a  
11 remote piloted aircraft has been permitted by the California Film  
12 Commission pursuant to the Motion Picture, Television, and  
13 Commercial Industries Act of 1984 (Chapter 1 (commencing with  
14 Section 14998) of Part 5.7 of Division 3 of Title 2 of the  
15 Government Code), provided the operator of the remote piloted  
16 aircraft operates the aircraft pursuant to the permit and adheres to  
17 all terms and conditions specified in the permit.

18 (d) In any location or airspace deemed necessary by the operator  
19 of the remote piloted aircraft to avoid imminent danger to the life  
20 and safety of another person or to the public at large.

21 21757. A person shall not weaponize a remote piloted aircraft  
22 or operate a weaponized remote piloted aircraft.

23 21758. (a) A person shall not operate a remote piloted aircraft  
24 in any of the following manners:

25 (1) In a manner that interferes with manned aircraft.

26 (2) In a manner that is prohibited by any federal statute or  
27 regulation governing aeronautics.

28 (3) In a careless or reckless manner so as to endanger the life  
29 or property of another.

30 (4) In a manner that constitutes a nuisance under Section 3479  
31 of the Civil Code.

32 (5) In a manner that violates an individual's right to privacy  
33 under Section 1 of Article I of the California Constitution.

34 (6) In a manner that constitutes trespass under California law.

35 (b) A remotely piloted aircraft shall always give way to manned  
36 aircraft.

37 21759. A person shall not operate a remote piloted aircraft in  
38 this state without first complying with all licensing, registration,  
39 and marking requirements required by the Federal Aviation  
40 Administration.

1 21760. (a) Every commercial operator of a remote piloted  
2 aircraft shall procure, and continue in effect so long as the  
3 commercial operator continues to offer services for compensation,  
4 adequate protection against liability imposed by law upon operators  
5 of remote piloted aircraft.

6 (b) Any person using, operating, or renting a remote piloted  
7 aircraft with the permission, expressed or implied, of a commercial  
8 operator shall also procure adequate protection against liability  
9 imposed by law for the payment of damages for personal bodily  
10 injuries, including death resulting therefrom, and property damage  
11 as a result of an accident involving the remote piloted aircraft.

12 (c) The department shall, after a public hearing, establish the  
13 amount of liability ~~insurance~~, *insurance or proof of financial*  
14 *responsibility*, required by this section, that is reasonably necessary  
15 to provide adequate compensation for damages incurred through  
16 an accident involving a commercial operator of a remote piloted  
17 aircraft.

18 21761. (a) Consistent with the provisions of this part, the  
19 department may adopt rules and regulations governing the  
20 conditions under which remote piloted aircraft may be operated  
21 for the purpose of protecting and ensuring the general public  
22 interest and safety and the safety of persons operating remote  
23 piloted aircraft.

24 (b) The department may make and amend general or special  
25 rules, orders, and procedures, and establish minimum standards  
26 consistent with this part as it deems necessary to administer this  
27 part.

28 (c) In exercising authority under this part, the department shall  
29 cooperate with and assist the federal government, political  
30 subdivisions of this state, and others in the development of remote  
31 piloted aeronautics, and shall seek to coordinate activities whenever  
32 feasible.

33 (d) The department shall keep on file with the Secretary of State,  
34 and at its principal office, a copy of all its rules and regulations,  
35 adopted pursuant to this part, for public inspection.

36 (e) The department shall provide for the publication and general  
37 distribution of all its orders, rules, regulations, and procedures  
38 having general effect that are applicable to remote piloted aircraft.

39 21762. (a) The Office of Emergency Services may adopt rules  
40 and regulations, and may make and amend general or special rules,

1 orders, and procedures, as it deems necessary to administer  
2 subdivisions (a) and (d) of Section 21754.

3 (b) In exercising authority under this part, the Office of  
4 Emergency Services shall coordinate activities with the federal  
5 government and political subdivisions of this state whenever  
6 feasible.

7 (c) The Office of Emergency Services shall keep on file with  
8 the Secretary of State, and at its principal office, a copy of all its  
9 rules and regulations, adopted pursuant to this part, for public  
10 inspection, and shall provide for the publication and general  
11 distribution of all its orders, rules, regulations, and procedures  
12 having general effect that are applicable to remote piloted aircraft.

13 21763. The department may do all of the following:

14 (a) Represent the state in remote piloted aeronautical matters  
15 before federal and other agencies.

16 (b) Participate as plaintiff or defendant or as intervenor on behalf  
17 of the state or any political subdivision or citizen in any controversy  
18 that involves the interest of the state in remote piloted aeronautics.

19 (c) Assist political subdivisions and their law enforcement  
20 agencies in becoming acquainted with and enforcing regulations  
21 promulgated under this part.

22 (d) Enter into any contracts necessary to the execution of its  
23 powers under this part. All contracts made by the department,  
24 either as the agent of the state or as the agent of any political  
25 subdivision, shall be made pursuant to the laws of the state  
26 governing the making of like contracts.

27 (e) Exercise any of its powers under this part in cooperation  
28 with any political subdivision, state agency, other states or their  
29 political subdivisions, or the United States.

30 (f) Enforce this part and rules and orders issued under this part  
31 in the name of the state by injunction or other legal process in the  
32 federal, state, and local courts of this state or pursuant to any  
33 federal, state, or local administrative hearing.

34 ~~21764. (a) Except as provided in this section, a violation of~~  
35 ~~any provision of this part or any rule or order issued pursuant to~~  
36 ~~this part shall be punishable in the same manner as provided in the~~  
37 ~~State Aeronautics Act (Part 1 (commencing with Section 21001)).~~

38 ~~(b) A violation of subdivision (a) of Section 21755 shall be~~  
39 ~~punishable in the same manner as provided in Section 5008 of the~~  
40 ~~Public Resources Code.~~

1 ~~(e) A violation of subdivision (b) of Section 21755 shall be~~  
2 ~~punishable in the same manner as provided in Section 12000 of~~  
3 ~~the Fish and Game Code.~~

4 ~~(d) A violation of subdivision (c) of Section 21755 shall be~~  
5 ~~punishable in the same manner as provided in Section 14685 of~~  
6 ~~the Government Code.~~

7 *21764. A violation of any provision of this part or any rule or*  
8 *order issued pursuant to this part shall be punishable as an*  
9 *infraction with a fine not to exceed two hundred fifty dollars (\$250),*  
10 *or as a misdemeanor punishable by imprisonment in a county jail*  
11 *not exceeding six months, or by a fine not exceeding one thousand*  
12 *dollars (\$1,000), or by both that fine and imprisonment.*

13 ~~21765. (a) The Director of Transportation and the department's~~  
14 ~~officers and employees, An officer or employee designated by the~~  
15 ~~director pursuant to subdivision (b) and any state or peace officer~~  
16 ~~charged with the enforcement of state and local laws or ordinances,~~  
17 ~~ordinances may enforce and assist in the enforcement of this part,~~  
18 ~~any rule or order issued under this part, and all other laws of the~~  
19 ~~state applicable to remote piloted aircraft or unmanned aircraft~~  
20 ~~systems.~~

21 (b) In the enforcement of this part, any rule or order issued under  
22 this part, or other law applicable to remote piloted aircraft or  
23 unmanned aircraft systems, the director may designate any officer  
24 or employee of the department to exercise the powers of arrest  
25 pursuant to Section 830.7 of the Penal Code.

26 21766. Nothing in this part shall be construed to impair or  
27 impede any other rights, causes of action, claims, or defenses  
28 available under other laws. The remedies provided in this part are  
29 cumulative with any other remedies available under other laws.

30 21767. The provisions of this part are severable. If any  
31 provision of this part or its application is held to be invalid, that  
32 invalidity shall not affect other provisions or applications that can  
33 be given effect without the invalid provision or application.

34 SEC. 4. No reimbursement is required by this act pursuant to  
35 Section 6 of Article XIII B of the California Constitution because  
36 the only costs that may be incurred by a local agency or school  
37 district will be incurred because this act creates a new crime or  
38 infraction, eliminates a crime or infraction, or changes the penalty  
39 for a crime or infraction, within the meaning of Section 17556 of  
40 the Government Code, or changes the definition of a crime within

- 1 the meaning of Section 6 of Article XIII B of the California
- 2 Constitution.

O