

## MEMORANDUM

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TO: Uniform Law Commission, Drafting Committee, Tort Law Relating to Drones Act  
FROM: Paul Kurtz, Chair, Mark Glaser, Vice-Chair, and Robert Heverly, Reporter  
DATE: May 3, 2019  
RE: Uniform Tort Law Relating to Drones, May 16, 2019 Committee Phone Meeting

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Attached is the current draft of the Uniform Tort Law Relating to Drones Act. Changes in the black letter and other decisions of the Committee made during our April phone meeting have been incorporated in this draft. Additionally, commentary, notes and suggestions made before and following the meeting by Commissioners Dyke and Zeldon, Advisor Ratnaswamy, and Observer Turner were considered and included where appropriate. Thanks to each of them for their careful and thoughtful work. We also were in receipt of some written comments by the Real Property Joint Editorial Board of the ULC and have responded to some of these comments in this draft.

The most significant changes to the draft include the removal of §7(c), as agreed during the phone meeting and which previously dealt with obstructions intended to interfere with unmanned aircraft flights. Section 7(d) has been renumbered as §7(c).

In addition, pursuant to the April vote, §8 Alternative B has been removed, along with the commentary, and §8(a) has been reworded as agreed in April.

There remain some concerns regarding the formulation of §7(b)'s prohibition on (for example) shooting down drones. We have adopted the phrase "active counter measures" for these purposes, but would appreciate alternative suggestions if the Drafting Committee does not feel this captures its full intent in relation to this provision.

We also expect the Real Property Joint Editorial Board of the ULC to present a list of questions or concerns for consideration prior to the meeting. This will be distributed once we receive it and we hope to have that to you by the end of this coming week.

Of course, if other matters need consideration we'll take them up on the 16<sup>th</sup>, as well. As we prepare for our Act's consideration at the Anchorage Annual Meeting in July, it is important that we put continued effort into ensuring that our Act is ready for discussion and final approval at that meeting. Thanks in advance for your continued engagement in that project.