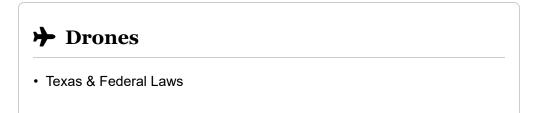
# **Texas State Law Library**

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### **Recording Laws**

Information about Texas and federal laws that regulate surveillance, electronic monitoring, and recording.



#### **Texas & Federal Laws**

Below you will find references to areas of the Texas statutes and federal law that govern unmanned aircrafts, otherwise known as drones. If you find these statutes difficult to understand, you may want to look at the "plain English" resources on this page or speak to an attorney.

Drones are also regulated by Texas municipalities. Be sure to also check your local code of ordinances to see if any additional laws exist. See our Municipal Laws and Ordinances <a href="https://www.sll.texas.gov/law-legislation/municipal-laws-and-ordinances/">https://www.sll.texas.gov/law-legislation/municipal-laws-and-ordinances/</a> page for assistance locating your local laws.

#### **Texas Laws**

- Section 21.15 of the Texas Penal Code
   State law that outlines the criminal offense of invasive visual recording.
- Texas Government Code, Chapter 423
   State law that governs when it is lawful to capture an image using an unmanned aircraft. Also known as the Texas Privacy Act.

#### **State Regulations**

- 31 Texas Administrative Code Rule 65.152
   Regulations from the Texas Parks & Wildlife Department on the use of
   drones to hunt, drive, capture, take, count or photograph wildlife.
- 37 Texas Administrative Code Chapter 8, Subchapter B
  Regulations from the Texas Department of Public Safety prohibiting the
  use of drones over the Capitol Complex in Austin without authorization.

#### **Federal Regulations**

 Code of Federal Regulations, Title 14, Part 107
 Federal regulations created by the Federal Aviation Administration for the operation of small unmanned aircraft systems.

#### **Understanding the Law**

- FAA Unmanned Aircraft Systems
   Information on drones from the Federal Aviation Administration. Here, you can register your drone, petition for an exemption and find federal rules and regulations.
- Texas Drone Regulations
   Created by the Texas Film Commission, a listing of both state and federal regulations to consider when flying a drone for film and TV productions
- Know Before You Fly
   This website is an education campaign founded by the Association for
   Unmanned Vehicle Systems International and the Academy of Model
   Aeronautics, in partnership with the Federal Aviation Administration to
   educate prospective users about the safe and responsible operation of
   unmanned aircraft systems.

- Drones & Privacy: Potential Common Law Claims
   Part one of the series from the Texas A&M Agrilife Extension that
   discusses the two potential common law claims when it come to drones:
   trespass and nuisance.
- Drones & Privacy: Texas Privacy Act
   Part two of the series from the Texas A&M Agrilife Extension that discusses the Texas Privacy Act.
- The UAS ("Drone") Rules Are Here
   A 2016 post by the Texas Agrilife Extension discussing the FAA's regulations on unmanned aircrafts.
- What to Do When Your Neighbor Has a Drone
   An article from self-help publisher NOLO Press discussing whether a neighbor can fly over your property with a drone.

**Note** The library cannot tell you what the law means for your situation.



## Find Legal Help

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Subjects: Criminal Law Tags: advance directive, phone tapping, privacy, recording, recording conversations, red light camera, surveillance, traffic camera, traffic signal cameras