

Treasure Valley Community College

Code: ECACB
Adopted: 10/01/18

Unmanned Aircraft System (UAS) a.k.a. Drone

Any employee or representative of the public charter school operating an unmanned aircraft system shall do so in accordance with this policy and all applicable Federal Aviation Administration (FAA) regulations.

An “unmanned aircraft system” (UAS) means an unmanned flying machine, commonly known as a drone, and its associated elements, including communication links and the components that control the machine.

The public charter school recognizes the academic value of student operation of a UAS as one component of curricula pertaining to principles of flight, aerodynamics and airplane design and construction, which can also serve as an academic tool in other areas such as television, film production or the arts in general. Therefore, in compliance with the Federal Aviation Administration Modernization and Reform Act of 2012, Section 336, a student may operate a UAS as part of a course requirement, as long as that student does not receive compensation directly or incidentally from such operation. Public charter school staff teaching a class that allows use of a UAS may assist a student in their operation of the UAS, provided the assistance is needed as part of the curriculum, and assistance is to a student enrolled in the course. The staff member’s participation must be limited to the student’s operation of the UAS.

Public charter school employees shall work with the administrator to ensure that proper insurance, registration and authorization are in place prior to adoption of curriculum that allows operation of a UAS as part of the curriculum.

A UAS shall be operated in accordance with the policies of the Oregon School Activities Association (OSAA)¹ at OSAA sanctioned events. Use of a UAS at other public charter school-sponsored athletics or activities is prohibited.

A student in violation of this policy may be subject to disciplinary action, up to and including suspension and/or expulsion.

A staff member in violation of this policy may be subject to disciplinary action, up to and including dismissal.

All data gathered by the public charter school as part of a UAS operation will belong to the public charter school. The data gathering by the public charter schools will follow appropriate state and federal laws. Retention of such data will follow state and federal laws.

The administrator shall develop procedures for the implementation of this policy.

The public charter school shall post a copy of this policy, associated procedures and a copy of Oregon Revised Statute (ORS) 192.345, on the public charter school’s website.

¹ <http://www.osaa.org/governance/handbooks/osaa #85>

Third Party Use

Third party use of a UAS on public charter school property or at public charter school-sponsored events for any purpose is prohibited, unless granted permission from the administrator or designee.

If permission is granted by the [administrator or designee], the third party operating a UAS, will comply with all FAA regulations and shall provide the following to the public charter school:

1. Proof of insurance that meets the liability limits established by the public charter school;
2. Appropriate registration and authorization issued by the FAA and the Oregon Department of Aviation when required; and
3. A signed agreement holding the public charter school harmless from any claims of harm to individuals or damage to property.

END OF POLICY

Legal Reference(s):

[ORS 164.885](#)

[ORS 174.109](#)

[ORS 192.345](#)

[ORS 341.290](#)

[ORS 837.300 - 837.390](#)

[ORS 837.995](#)

[OAR 738-080-0015 - 0045](#)

Federal Aviation Administration Modernization and Reform Act of 2012, P.L. 112-95, § 336 (2012).

Federal Aviation Administration, Educational Use of Unmanned Aircraft Systems (UAS) Memorandum, May 4, 2016.

Family Educational Rights Privacy Act, 20 U.S.C. § 1232g (2012).

OREGON SCHOOL ACTIVITIES ASSOCIATION HANDBOOK #87.