

D R A F T

SUMMARY

Modifies definition of “rural airport” for purposes of through the fence operations pilot program.

Eliminates requirement that nonresident pilots register in this state before arrival.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to aviation; amending ORS 836.640 and 837.020; and declaring an
3 emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 836.640 is amended to read:

6 836.640. As used in this section and ORS 836.642:

7 (1) “Airport boundary” includes the combined public and private proper-
8 ties that are permitted to have direct access to the airport runway by air-
9 craft.

10 (2) “Customary and usual aviation-related activity” includes activities
11 described in ORS 836.616 (2) and includes activities that a local government
12 may authorize pursuant to ORS 836.616 (3).

13 (3) “Pilot site” means a rural airport identified to participate in the pilot
14 program pursuant to ORS 836.642.

15 (4) “Rural airport” means an airport described in ORS 836.610 (1) that[:]

16 [*(a) Does not have a permanent air traffic control tower; and*]

17 [*(b)*] principally serves a city or metropolitan statistical area with a pop-
18 ulation of 500,000 or fewer.

19 (5) “Through the fence operation” means a customary and usual

1 aviation-related activity that:

2 (a) Is conducted by a commercial or industrial user of property within an
3 airport boundary; and

4 (b) Relies, for business purposes, on the ability to taxi aircraft directly
5 from the property employed for the commercial or industrial use to an air-
6 port runway.

7 **SECTION 2.** ORS 837.020 is amended to read:

8 837.020. (1) **Except as provided in this section**, in the interest of public
9 safety and the safety of those people traveling by air or receiving aviation
10 instruction, every pilot operating within this state shall register with the
11 Oregon Department of Aviation within 60 days of issuance of any appropriate
12 effective federal certificate, permit, rating or license relating to competency
13 as a pilot except that student pilots shall register prior to their first solo
14 flight. A nonresident pilot of a scheduled or nonscheduled airline, certif-
15 icated by the appropriate federal agency, is not required to register under
16 the provisions of this section. [*unless the nonresident pilot engages in the*
17 *piloting of aircraft other than such certificated operation. Nonresidents oper-*
18 *ating within this state, other than in a commercial operation, shall register*
19 *with the department within 60 days of the date of arrival within the state.*
20 *Pilots operating commercially shall register prior to any commercial*
21 *operation.*]

22 (2) Every registered pilot shall renew the first registration on the anni-
23 versary of the first registration date. After the first renewal, each pilot shall
24 renew registration on the anniversary of the first registration date in the
25 first year of each two-year period in which the pilot is active as a pilot.

26 (3) Every registered pilot shall notify the department in writing within
27 30 days of a change of address or name. The notification shall contain the
28 old and new residence address or name and the pilot registration number.

29 **SECTION 3. This 2016 Act being necessary for the immediate pres-**
30 **ervation of the public peace, health and safety, an emergency is de-**
31 **clared to exist, and this 2016 Act takes effect on its passage.**

