

1 government to regulate unmanned aircraft systems and all unmanned aerial systems
2 shall be null.

3 * * *

4 B. As used in this Section, the following phrases shall have the following
5 meanings:

6 * * *

7 (3) Flight by an unmanned aerial system over the lands and waters of
8 Louisiana is lawful unless expressly prohibited by law.

9 * * *

10 §2.1. Louisiana Drone Advisory Committee

11 A. There is hereby created within the Louisiana Department of
12 Transportation and Development the Louisiana Drone Advisory Committee.

13 B.(1) The secretary of Department of Transportation and Development shall
14 create the Louisiana Drone Advisory Committee and it shall be comprised of twenty
15 one members. The members shall be selected by the following individuals as means
16 of representing a diverse set of stakeholders involved with the deployment and
17 advancement of drone technologies in the state. The committee shall provide
18 recommendations to the secretary of Department Transportation and Development
19 as well as both the House Committee on Transportation, Highways, and Public
20 Works and the Senate Committee on Transportation, Highways, and Public Works
21 on policy and regulatory issues related to the adoption of drone technologies.

22 (2) The members shall be appointed by the following groups or individuals:

23 (a) One member selected by the governor.

24 (b) One member selected by the chairman of the Senate Committee on
25 Transportation, Highways and Public Works.

26 (c) One member selected by the chairman of the House Committee on
27 Transportation, Highways and Public Works.

28 (d) One member selected by the chairman of the House Committee on
29 Municipal, Parochial and Cultural Affairs.

1 (e) One member from the Senate Committee on Local and Municipal
2 Affairs.

3 (f) One member selected by the Department of Natural Resources.

4 (g) One member selected by the Department of Transportation and
5 Development.

6 (h) One member from the Department of Agriculture and Forestry appointed
7 by the commissioner of the Department of Agriculture and Forestry.

8 (i) One member from Coastal Protection and Restoration Authority
9 appointed by the executive director of the Coastal Protection and Restoration
10 Authority.

11 (j) One member from the Louisiana Farm Bureau Federation appointed by
12 the president of the Louisiana Farm Bureau Federation.

13 (k) One member from the DRONERESPONDERS Public Safety Alliance
14 appointed by the director of the DRONERESPONDERS Public Safety Alliance.

15 (l) One member from Louisiana Society of Professional Surveyors appointed
16 by the president of the Louisiana Society of Professional Surveyors.

17 (m) One member from Louisiana Mid-Continent Oil and Gas Association
18 appointed by the board of directors of the Louisiana Mid-Continent Oil and Gas
19 Association.

20 (n) One member from the Louisiana Oil and Gas Association appointed by
21 the board of directors of the Louisiana Oil and Gas Association.

22 (o) One member from Louisiana Airport Managers and Associates
23 appointed by the president of the Louisiana Airport Managers and Associates.

24 (p) One member selected by the president of the Louisiana Senate.

25 (q) One member selected by the speaker of the Louisiana House of
26 Representatives.

27 (r) One member from the Louisiana Flood Protection Authority appointed
28 by the president of the Louisiana Flood Protection Authority.

1 (s) One member from the Houma Terrebonne Airport Commission appointed
2 by the chairman of the Houma Terrebonne Airport Commission.

3 (t) One member from the Pelican Chapter of the Association of Unmanned
4 Vehicle Systems International appointed by the chairman of the Pelican Chapter of
5 the Association of Unmanned Vehicle Systems International.

6 (u) One member from the Fletcher Technical Community College appointed
7 by the chancellor of the Fletcher Technical Community College.

8 C. The Louisiana Drone Advisory Committee shall meet at least four times
9 a year starting in August of 2021. Appointments to the committee shall be made no
10 later than July 31, 2021. The term of the appointments shall cease at the end of the
11 2022 Regular Session, at which time new appointments shall be made and end after
12 the next two regular sessions. If a member resigns from the committee, the member
13 shall be replaced by the individual responsible for their nomination.

14 D. The members of the Louisiana Drone Advisory Committee shall serve
15 without compensation except for a per diem as funded by the state for any easement
16 granted for unmanned aircraft system rights of way. Otherwise the functions of the
17 committee shall be funded by the Department of Transportation and Development.

18 E. The Department of Transportation and Development shall have the power
19 to enter any contract, execute any document or perform any act in order to carry out
20 the provisions of this Act.

21 F.(1) At least thirty days prior to the start of each legislative session, the
22 committee shall issue a report about the state of the unmanned aircraft system and
23 unmanned aerial system industry in Louisiana that includes all of the following:

24 (a) Any legal barriers operators face.

25 (b) Approximately how many operators are operating in the state.

26 (c) Any companies using unmanned aircraft systems and unmanned aerial
27 systems for commercial purposes.

28 (d) The economic value of the industry in the state.

1 (e) The ranking of Louisiana in comparison to other states in terms of the
2 development of its own industry.

3 (f) The actions taken by the Federal Aviation Administration over the
4 previous year relative to unmanned aircraft systems and unmanned aerial systems.

5 (2) The committee shall examine the potential impact of drone highways for
6 the first report.

7 G. The Louisiana Drone Advisory Committee shall by majority vote of a
8 quorum of members present at a meeting appoint one member of the committee to
9 serve as a liaison with the Federal Aviation Administration to address any issues
10 with federal, state, and local laws governing unmanned aircraft systems and
11 unmanned aerial systems.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 587 Engrossed

2021 Regular Session

Robert Owen

Abstract: Modifies state law regulating of unmanned aerial systems and unmanned aircraft systems and establishes a new Louisiana Drone Advisory Committee.

Present law provides for the regulation of unmanned aerial systems and unmanned aircraft systems.

Proposed law retains present law but specifies that nothing in proposed law can supercede the exclusive sovereignty of airspace of the U.S.

Proposed law specifies that flight of an unmanned aerial system over the lands and waters of Louisiana is lawful unless expressly prohibited by law.

Proposed law specifies that the Louisiana Drone Advisory Committee is created within the Dept. of Transportation and Development (DOTD).

Proposed law requires the secretary of the DOTD to create the Louisiana Drone Advisory Committee; form a committee of twenty one diverse members involved with deployment and advancement of drone technologies; and requires the committee to provide recommendations to the secretary of the DOTD as well as both the House Committee on Transportation, Highways, and Public Works and the Senate Committee on Transportation, Highways, and Public Works on issues related to the adoption of drone technologies.

Proposed law specifies that the members will be appointed by the following groups or individuals:

(1) One member selected by the governor.

- (2) One member selected by the chairman of the Senate Committee on Transportation, Highways and Public Works.
- (3) One member selected by the chairman of the House Committee on Transportation, Highways and Public Works.
- (4) One member selected by the chairman of the House Committee on Municipal, Parochial and Cultural Affairs.
- (5) One member from the Senate Committee on Local and Municipal Affairs.
- (6) One member selected by the Dept. of Natural Resources.
- (7) One member selected by the Dept. of Transportation and Development.
- (8) One member from the Dept. of Agriculture and Forestry appointed by the commissioner of the Dept. of Agriculture and Forestry.
- (9) One member from Coastal Protection and Restoration Authority appointed by the executive director of the Coastal Protection and Restoration Authority.
- (10) One member from the La. Farm Bureau Federation appointed by the president of the La. Farm Bureau Federation.
- (11) One member from the DRONERESPONDERS Public Safety Alliance appointed by the director of the DRONERESPONDERS Public Safety Alliance.
- (12) One member from La. Society of Professional Surveyors appointed by the president of the La. Society of Professional Surveyors.
- (13) One member from La. Mid-Continent Oil and Gas Association appointed by the board of directors of the La. Mid-Continent Oil and Gas Association.
- (14) One member from the La. Oil and Gas Association appointed by the board of directors of the La. Oil and Gas Association.
- (15) One member from La. Airport Managers and Associates appointed by the president of the La. Airport Managers and Associates.
- (16) One member selected by the president of the La. Senate.
- (17) One member selected by the speaker of the La. House of Representatives.
- (18) One member from the La. Flood Protection Authority appointed by the president of the La. Flood Protection Authority.
- (19) One member from the Houma Terrebonne Airport Commission appointed by the chairman of the Houma Terrebonne Airport Commission.
- (20) One member from the Pelican Chapter of the Association of Unmanned Vehicle Systems International appointed by the chairman of the Pelican Chapter of the Association of Unmanned Vehicle Systems International.
- (21) One member from the Fletcher Technical Community College appointed by the chancellor of the Fletcher Technical Community College.

Proposed law requires the Louisiana Drone Advisory Committee to meet at least four times a year starting in Aug. of 2021; appointments must be made no later than July 31, 2021; and

must end at the completion of the 2022 Regular Session. It also requires replacement of a member resigning from the committee.

Proposed law requires the members of the La. Drone Advisory Committee to serve in an unpaid capacity unless for a per diem as funded by the state for any easement granted for unmanned aircraft system rights of way or otherwise funded by the DOTD.

Proposed law authorizes the DOTD the powers to make any contract, execute any document or perform any act in order to carry out the provision of proposed law.

Proposed law requires the La. Drone Advisory Committee to issue a report on the state of the unmanned aircraft system and unmanned aerial system industry in La. at least 30 days prior to the start of each legislative session. Also, specifies the type of information to be included in the study, including an examination of the potential impact of drone highways for the first report.

Proposed law requires the La. Drone Advisory Committee to appoint one member to serve as a liaison with the Federal Aviation Administration, by majority vote of a quorum of members present at a meeting, to address any issues with federal, state, and local laws governing unmanned aircraft systems and unmanned aerial systems.

(Amends R.S. 2:2(A)(2); Adds R.S. 2:2(B)(3) and 2.1)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Transportation, Highways and Public Works to the original bill:

1. Make technical changes.
2. Add a provision that nothing in present and proposed law can preempt the exclusive sovereignty of airspace of the United States. Further, any contradictions by interpretation or application of any provision to regulate unmanned aircraft systems and all unmanned aerial systems shall be null.
3. Delete a provision of proposed law that specified that flight by an unmanned aerial system over the lands and waters of La. is lawful, unless at such a low altitude that causes interference with existing use and unlawful without consent, except in the case of a forced landing.
4. Delete a provision of proposed law that provided that any political subdivision may lease space for private purposes pending the approval of the governing body.
5. Add a provision that flight by an unmanned aerial system over the lands and waters of La. is lawful unless expressly prohibited by law.
6. Add the following members to the La. Drone Advisory Committee:
 - (a) One member selected by the president of the La. Senate.
 - (b) One member selected by the speaker of the La. House of Representatives.
 - (c) One member from the La. Flood Protection Authority appointed by the president of the La. Flood Protection Authority.

- (d) One member from the Houma Terrebonne Airport Commission appointed by the chairman of the Houma Terrebonne Airport Commission.
 - (e) One member from the Pelican Chapter of the Association of Unmanned Vehicle Systems International appointed by the chairman of the Pelican Chapter of the Association of Unmanned Vehicle Systems International.
 - (f) One member from the Fletcher Technical Community College appointed by the chancellor of the Fletcher Technical Community College.
7. Add a provision that specifies that the member of the committee serving as a liaison to the Federal Aviation Administration is tasked with addressing any issues with federal, state, and local laws governing unmanned aircraft systems and unmanned aerial systems.