

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **HB 811** HLS 16RS 96

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

**REVISED**

<b>Date:</b> March 28, 2016 5:18 PM	<b>Author:</b> ARMES
<b>Dept./Agy.:</b> Corrections	<b>Analyst:</b> Monique Appeaning
<b>Subject:</b> Criminal Penalties - Unmanned Aircraft	

CRIME OR SEE FISC NOTE LF EX See Note Page 1 of 2  
Prohibits and provides criminal penalties for the use of unmanned aircraft in certain areas and for certain purposes

Proposed law prohibits the use of unmanned aircraft as follows: (1) In the airspace, directly above privately owned immovable property, up to a height of 350 feet from the ground without the express or legal consent of the property owner; and (2) To conduct surveillance of, gather evidence or collect information about, or photographically or electronically record an individual or privately owned immovable property without the express or legal consent of the individual or the property owner; or, if the privately owned immovable property is occupied by a person other than the property owner, without the express or legal consent of both the property owner and the person occupying or residing upon the property. Whoever violates the provisions of proposed law shall be fined not more than \$500, imprisoned for not more than six months, or both. Proposed law defines "unmanned aircraft" as an aircraft that is operated without the possibility of direct human intervention from within or on the aircraft. Proposed law provides that these provisions do not apply to any of the following:(1) A satellite  
**Continued Summary on Page Two**

<b>EXPENDITURES</b>	<b>2016-17</b>	<b>2017-18</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
<b>Annual Total</b>						

  

<b>REVENUES</b>	<b>2016-17</b>	<b>2017-18</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
<b>Annual Total</b>						

**EXPENDITURE EXPLANATION**

There is no anticipated direct material effect on state governmental expenditures as a result of this measure. Proposed law creates a misdemeanor offense associated with the use of an unmanned aircraft in certain areas and for certain purposes. Violators of proposed law shall be fined not more than \$500, imprisoned for not more than six months, or both. To the extent offenders may be imprisoned as a result of proposed law, any increase in expenditures would be at the local level.

**REVENUE EXPLANATION**

There is no anticipated direct material effect on state governmental revenues as a result of this measure. Any fines imposed are associated with a misdemeanor and will be local revenue. Proposed law provides for a fine of not more than \$500 for violations utilizing unmanned aircraft.

- |   |  |              |
|---|--|--------------|
| <u>Senate</u>   | <u>Dual Referral Rules</u>   | <u>House</u> |
| <input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}       | <input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}                    |              |
| <input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H} | <input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S} |              |

*Evan Brasseaux*  
**Evan Brasseaux**  
**Staff Director**

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **HB 811** HLS 16RS 96

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

**REVISED**

<b>Date:</b> March 28, 2016 5:18 PM	<b>Author:</b> ARMES
<b>Dept./Agy.:</b> Corrections	<b>Analyst:</b> Monique Appeaning
<b>Subject:</b> Criminal Penalties - Unmanned Aircraft	

**CONTINUED EXPLANATION from page one:**

Page 2 of 2

**Continued Summary From Page One**

orbiting the earth; (2) As part of an operation, exercise, or mission of any branch of the U.S. military or the U.S. Department of Homeland Security; (3) A law enforcement agency if either a warrant is issued authorizing the use of the unmanned aircraft or the law enforcement agency has probable cause to believe that a person has committed a crime, is committing a crime, or is about to commit a crime, and exigent circumstances exist that make it unreasonable for the law enforcement agency to obtain a warrant authorizing use of the unmanned aircraft. (Adds R.S. 14:338)

Senate      Dual Referral Rules      House

13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}

6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}

13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}

6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

*Evan Brasseaux*

**Evan Brasseaux**  
**Staff Director**