

SENATE SUMMARY OF HOUSE AMENDMENTS

SB 141

2016 Regular Session

Claitor

KEYWORD AND SUMMARY AS RETURNED TO THE SENATE

CRIME/PUNISHMENT. Provides for crimes involving the use of unmanned aircraft systems. (gov sig)

SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL

1. Deletes proposed exemption from liability for damages to an unmanned aircraft system (UAS) by the owner of the immovable property or any person lawfully on the property.
2. Deletes proposed law provisions allowing certain persons to retain possession of the UAS.
3. Creates exception to the crime of unlawful use of an unmanned aircraft system for "agricultural commercial operations" as defined in present law.

DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE

DIGEST

SB 141 Reengrossed

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Present law, relative to criminal trespass, provides that no person is allowed to enter upon immovable property owned by another, or remain in or upon property owned by another, without express, legal, or implied authorization.

Proposed law retains present law and adds the following definitions for purposes of present law:

- (1) "Enter upon immovable property" and "remain in or upon property" include the operation of an unmanned aircraft system in the air space over immovable property owned by another with the intent to conduct surveillance of the property or of any individual lawfully on the property. This does not apply to any person operating an unmanned aircraft system in compliance with federal law.
- (2) "Unmanned aircraft system" (UAS) means an aircraft that is operated without the possibility of direct human intervention from on or within the aircraft. This does not apply to any person operating an unmanned aircraft system in compliance with federal law.

Present law, relative to the crime of unlawful use of an unmanned aircraft system, applies unless it is preempted by applicable federal law or by regulations adopted by the Federal Aviation Administration.

Proposed law deletes this provision of present law and adds that present law relative to the crime of unlawful use of an unmanned aircraft system does not apply to any person operating an unmanned aircraft system in compliance with Federal Aviation Administration (FAA) regulations or authorization or engaged in agricultural commercial operations.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 14:63(B) and (C) and 337(D))

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