The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Alden A. Clement Jr.

DIGEST

SB 141 Original | 2016 Regular Session | Claitor

Present law provides relative to criminal trespass.

Present law 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 on immovable property" and "remain 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.

(2) "Unmanned aircraft system" (UAS) means an aircraft that is operated without the possibility of direct human intervention from on or within the aircraft.

Proposed law provides that neither the owner of the real property nor any person lawfully on the property is answerable in damages to the owner of any UAS that is captured or disabled while being operated in violation of proposed law. Proposed law further provides that the property owner or any person lawfully on the property may retain possession of any UAS that is captured or disabled while being operated in violation of proposed law without liability to the owner of the UAS.

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

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