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**HOUSE COMMITTEE AMENDMENTS**

2016 Regular Session

Amendments proposed by House Committee on Administration of Criminal Justice to  
Original House Bill No. 19 by Representative Dwight

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**AMENDMENT NO. 1**

On page 1, delete line 1 in its entirety and insert the following:

"To amend and reenact R.S. 14:337(A), (D), and (E) and to enact R.S. 14:337(B)(3)(d) and (4)(e), relative to unlawful use of an unmanned aircraft"

**AMENDMENT NO. 2**

On page 1, line 5, after "facilities;" and before "to provide" insert "to provide with respect to elements of the crime; to provide for exceptions; to provide for applicability; to provide criminal penalties;"

**AMENDMENT NO. 3**

On page 1, delete line 8 in its entirety and insert the following:

"Section 1. R.S. 14:337(A), (D), and (E) are hereby amended and reenacted and R.S. 14:337(B)(3)(d) and (4)(e) are hereby enacted to read as follows:"

**AMENDMENT NO. 4**

On page 1, delete line 10, and insert the following:

"A. Unlawful use of an unmanned aircraft system is either of the following:  
~~the~~

(1) The intentional use of an unmanned aircraft system to conduct surveillance of, gather evidence or collect information about, or photographically or electronically record a targeted facility without the prior written consent of the owner of the targeted facility.

(2) The intentional use of an unmanned aircraft system over the grounds of a state or local jail, prison, or other correctional facility that incarcerates or detains juveniles or adults accused of, convicted of, sentenced for, or adjudicated delinquent for violations of criminal law without the express written consent of the person in charge of that state or local jail, prison, or other correctional facility."

**AMENDMENT NO. 5**

On page 1, delete lines 15 through 17 in their entirety.

**AMENDMENT NO. 6**On page 1, at the beginning of line 18, change "e" to "d"**AMENDMENT NO. 7**

On page 1, after line 19, add the following:

"(4) "Unmanned aircraft system" means an unmanned, powered aircraft that does not carry a human operator, can be autonomous or remotely piloted or operated, and can be expendable or recoverable. "Unmanned aircraft system" does not include any of the following:

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(e) An unmanned aircraft system used by a person, affiliate, employee, agent or contractor of any business which is regulated by the Louisiana Public Service Commission or by a local franchising authority or the Federal Communication Commission under the Cable Reregulation Act of 1992 or of a municipal or public utility, while acting in the course and scope of his employment or agency relating to the operation, repair, or maintenance of a facility, servitude or any property located on the immovable property which belongs to such a business.

\* \* \*

~~"D. The provisions of this Section shall apply unless preempted by applicable federal law or by regulations adopted by the Federal Aviation Administration not apply to any person operating an unmanned aircraft vehicle or unmanned aircraft system in compliance with Federal Aviation Administration authorization or regulations.~~

E.(1) Whoever commits the crime of unlawful use of an unmanned aircraft system as provided in Paragraph (A)(1) shall be fined not more than five hundred dollars, or imprisoned for not more than six months, or both.

(2) On a conviction for a second or subsequent offense as provided in Paragraph (A)(1), the offender shall be fined not less than five hundred dollars nor more than two thousand dollars, or imprisoned, with or without hard labor, for not less than six months nor more than one year, or both

(3) Whoever commits the crime of unlawful use of an unmanned aircraft system as provided in Paragraph (A)(2), shall be fined not more than two thousand dollars, or imprisoned for not more than six months, or both.

(4) On a conviction for a second or subsequent offense as provided in Paragraph (A)(2), the offender shall be fined not less than two thousand dollars nor more than five thousand dollars, or imprisoned, with or without hard labor, for not more than one year, or both.

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CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.