

Effective 3/27/2015

63G-18-103 Unmanned aircraft system use requirements -- Exceptions -- Testing.

- (1) A law enforcement agency may not obtain, receive, or use data acquired through an unmanned aircraft system unless the data is obtained:
 - (a) pursuant to a search warrant;
 - (b) in accordance with judicially recognized exceptions to warrant requirements;
 - (c) subject to Subsection (2), from a person who is a nongovernment actor;
 - (d) at a testing site; or
 - (e) to locate a lost or missing person in an area in which a person has no reasonable expectation of privacy.
- (2) A nongovernment actor may only disclose data acquired through an unmanned aircraft system to a law enforcement agency if:
 - (a) the data appears to pertain to the commission of a crime; or
 - (b) the nongovernment actor believes, in good faith, that:
 - (i) the data pertains to an imminent or ongoing emergency involving danger of death or serious bodily injury to an individual; and
 - (ii) disclosing the data would assist in remedying the emergency.
- (3) A law enforcement agency that obtains, receives, or uses data acquired under Subsection (1)(d) or (e) shall destroy the data as soon as reasonably possible after the law enforcement agency obtains, receives, or uses the data.
- (4) A law enforcement agency that operates an unmanned aircraft system under Subsection (1)(d) may not operate the unmanned aircraft system outside of the testing site.

Amended by Chapter 269, 2015 General Session