

**Representative Dixon M. Pitcher** proposes the following substitute bill:

**UNMANNED AIRCRAFT REVISIONS**

2018 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Dixon M. Pitcher**

Senate Sponsor: Ann Millner

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**LONG TITLE**

**General Description:**

This bill prohibits certain operations of an unmanned aircraft system related to correctional facilities.

**Highlighted Provisions:**

This bill:

- ▶ defines "correctional facility";
- ▶ prohibits the operation of an unmanned aircraft system:
  - to deliver any item to or inside the property of a correctional facility; or
  - in a manner that interferes with the operations or security of a correctional facility;
- ▶ exempts an unmanned aircraft system that is operating in the course and scope of an operation of a mosquito abatement district; and
- ▶ makes technical changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**



26 AMENDS:

27 [72-14-102](#), as renumbered and amended by Laws of Utah 2017, Chapter 364

28 ENACTS:

29 [72-14-304](#), Utah Code Annotated 1953



31 *Be it enacted by the Legislature of the state of Utah:*

32 Section 1. Section **72-14-102** is amended to read:

33 **72-14-102. Definitions.**

34 As used in this chapter:

- 35 (1) "Airport" means the same as that term is defined in Section [72-10-102](#).
- 36 (2) "Airport operator" means the same as that term is defined in Section [72-10-102](#).
- 37 (3) "Correctional facility" means the same as that term is defined in Section

38 [77-16b-102](#).

39 [~~(3)~~] (4) "Unmanned aircraft" means an aircraft that is:

- 40 (a) capable of sustaining flight; and
- 41 (b) operated with no possible direct human intervention from on or within the aircraft.

42 [~~(4)~~] (5) "Unmanned aircraft system" means the entire system used to operate an  
43 unmanned aircraft, including:

- 44 (a) the unmanned aircraft, including payload;
- 45 (b) communications equipment;
- 46 (c) navigation equipment;
- 47 (d) controllers;
- 48 (e) support equipment; and
- 49 (f) autopilot functionality.

50 Section 2. Section **72-14-304** is enacted to read:

51 **72-14-304. Unlawful operation of unmanned aircraft near prison facilities --**

52 **Penalties.**

- 53 (1) An individual may not operate an unmanned aircraft system:
  - 54 (a) to carry or drop any item to or inside the property of a correctional facility; or
  - 55 (b) in a manner that interferes with the operations or security of a correctional facility.
- 56 (2) (a) A violation of Subsection (1)(a) is a third degree felony.

57 (b) A violation of Subsection (1)(b) is a class B misdemeanor.

58 (3) An operator of an unmanned aircraft system does not violate Subsection (1) if the  
59 operator is:

60 (a) an employee or contractor working on behalf of a mosquito abatement district  
61 created pursuant to Title 17B, Limited Purpose Local Government Entities - Local Districts, or  
62 Title 17D, Limited Purpose Local Government Entities - Other Entities; and

63 (b) acting in the course and scope of the operator's employment.