

UNMANNED AIRCRAFT AMENDMENTS

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Michael S. Kennedy

House Sponsor: Adam Robertson

LONG TITLE

General Description:

This bill concerns use and study of an unmanned aircraft system.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ creates the Utah Advanced Air Mobility Task Force;
- ▶ provides when an actor may be found guilty of a criminal offense that is committed with the aid of an unmanned aircraft system; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

63I-2-236, as last amended by Laws of Utah 2021, Second Special Session, Chapter 8

ENACTS:

36-29-109, Utah Code Annotated 1953

76-2-106, Utah Code Annotated 1953



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

29 Section 1. Section **36-29-109** is enacted to read:

30 **36-29-109. Utah Advanced Air Mobility Task Force.**

31 (1) There is created the Utah Advanced Air Mobility Task Force consisting of the
32 following 14 members:

33 (a) the following five voting members:

34 (i) two members of the Senate, appointed by the president of the Senate; and

35 (ii) three members of the House of Representatives, appointed by the speaker of the
36 House of Representatives; and

37 (b) the following nine non-voting members:

38 (i) a representative of the advanced air mobility industry, appointed by the president of
39 the Senate;

40 (ii) a representative of the advanced air mobility industry, appointed by the speaker of
41 the House of Representatives;

42 (iii) the executive director of the department or the executive director's designee;

43 (iv) the commissioner of the Department of Public Safety or the commissioner's
44 designee;

45 (v) a representative of the Utah League of Cities and Towns, appointed by the
46 governor;

47 (vi) a representative of the Utah Association of Counties, appointed by the governor;

48 (vii) two representatives of the business community, appointed by the governor; and

49 (viii) a representative of a state institution of higher education, appointed by the
50 governor.

51 (2) The task force shall study current laws in the state and identify potential changes to
52 state law necessary to facilitate the development of advanced air mobility operations in the
53 state.

54 (3) The task force may select from the voting task force members appointed under
55 Subsection (1) the chair of the task force.

56 (4) (a) If a vacancy occurs in the membership of the task force appointed under
57 Subsection (1), the member shall be replaced in the same manner in which the original
58 appointment was made.

59 (b) A member appointed under Subsection (1) serves until the member's successor is
60 appointed.

61 (5) (a) A majority of the voting members of the task force constitutes a quorum.

62 (b) The action of a majority of a quorum constitutes an action of the task force.

63 (6) (a) The salary and expenses of a task force member who is a legislator shall be paid
64 in accordance with Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative
65 Compensation and Expenses.

66 (b) A task force member who is not a legislator may not receive compensation or
67 benefits for the member's service on the task force, but may receive per diem and
68 reimbursement for travel expenses incurred as a task force member at the rates established by
69 the Division of Finance under:

70 (i) Sections 63A-3-106 and 63A-3-107; and

71 (ii) rules made by the Division of Finance under Sections 63A-3-106 and 63A-3-107.

72 (7) The Office of Legislative Research and General Counsel shall provide staff support
73 to the task force.

74 (8) On or before September 30, 2022, the task force shall report the task force's
75 findings and recommendations to the Transportation Interim Committee.

76 (9) On or before December 1, 2022, the Transportation Interim Committee shall:

77 (a) study:

78 (i) the findings and recommendations of the task force; and

79 (ii) the findings of the department for development and implementation of advanced air
80 mobility in the state as required under Subsection 72-1-216.1(1)(b); and

81 (b) prepare any legislation based on the findings and recommendations described in
82 Subsection (9)(a) for consideration by the Legislature in the next general session.

83 Section 2. Section **63I-2-236** is amended to read:

84 **63I-2-236. Repeal dates -- Title 36.**

85 (1) Section 36-29-107.5 is repealed on November 30, 2023.

86 (2) Section 36-29-109 is repealed on January 1, 2023.

87 ~~(2)~~ (3) The following sections regarding the State Flag Task Force are repealed on
88 January 1, 2024:

89 (a) Section 36-29-201;

90 (b) Section [36-29-202](#); and

91 (c) Section [36-29-203](#).

92 Section 3. Section **76-2-106** is enacted to read:

93 **76-2-106. Commission of offense with aid of unmanned aircraft system.**

94 (1) As used in this section:

95 (a) "Unmanned aircraft" means the same as that term is defined in Section [72-14-102](#).

96 (b) "Unmanned aircraft system" means the same as that term is defined in Section

97 [72-14-102](#).

98 (2) An actor may be found guilty of an offense if:

99 (a) the actor commits the offense with the aid of an unmanned aircraft; and

100 (b) the unmanned aircraft system for the unmanned aircraft is under the actor's control

101 at the time of the offense.