

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

A Bill

HOUSE BILL 1347

5 By: Representative Maddox
6

For An Act To Be Entitled

8 AN ACT CONCERNING THE OFFENSE OF UNLAWFUL USE OF AN
9 UNMANNED AIRCRAFT SYSTEM; TO AMEND THE DEFINITION OF
10 "UNMANNED AIRCRAFT SYSTEM"; AND FOR OTHER PURPOSES.
11

Subtitle

12 CONCERNING THE OFFENSE OF UNLAWFUL USE OF
13 AN UNMANNED AIRCRAFT SYSTEM; AND TO AMEND
14 THE DEFINITION OF "UNMANNED AIRCRAFT
15 SYSTEM".
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 5-60-103(a)(2), concerning the definition
23 of "unmanned aircraft system" for the offense of unlawful use of an unmanned
24 aircraft system, is amended to read as follows:

25 (2)(A) "Unmanned aircraft system" means an unmanned, powered
26 aircraft that:

27 (i) Does not carry a human operator;

28 (ii) Can be autonomous or remotely piloted or
29 operated; and

30 (iii) Can be expendable or recoverable.

31 (B) "Unmanned aircraft system" does not include:

32 (i) A satellite orbiting the earth;

33 (ii) An unmanned aircraft system used by the federal
34 government or a person who is acting pursuant to contract with the federal
35 government to conduct surveillance of specific critical infrastructure;

36 (iii) An unmanned aircraft system used by the state



1 after consultation with the Governor or a person who is acting under contract
2 with the state to conduct surveillance of specific critical infrastructure;

3 ~~(iv)(a) An unmanned aircraft system used pursuant to~~
4 ~~prior written authorization of the Arkansas Department of Emergency~~
5 ~~Management.~~

6 ~~(b) The department shall provide standards for~~
7 ~~authorizations under subdivision (a)(2)(B)(iv)(a) of this section in rules~~
8 ~~adopted in accordance with the Arkansas Administrative Procedure Act, § 25-~~
9 ~~15-201 et seq., after consultation with the Governor;~~

10 ~~(v)(iv)~~ An unmanned aircraft system used under a
11 certificate of authorization issued by the Federal Aviation Administration;
12 or

13 ~~(vi)(v)~~ An unmanned aircraft used by a law
14 enforcement agency, emergency medical service agency, hazardous materials
15 response team, disaster management agency, or other emergency management
16 agency for the purpose of incident command, area reconnaissance, personnel
17 and equipment deployment monitoring, training, or a related purpose.

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20 **APPROVED: 3/6/19**
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