

2 State of Arkansas  
3 89th General Assembly  
4 Regular Session, 2013

# A Bill

SENATE BILL 1109

5  
6 By: Senator Rapert

7 Filed with: Interim Senate Committee on Judiciary  
8 pursuant to A.C.A. §10-3-217.

## 9 For An Act To Be Entitled

10 AN ACT PROHIBITING THE USE OF AN UNMANNED AERIAL  
11 DEVICE THAT IS EQUIPPED WITH A VIDEO RECORDING DEVICE  
12 EXCEPT WHEN USED BY A LAW ENFORCEMENT AGENCY OR  
13 AUTHORIZED EMERGENCY PERSONNEL; AND FOR OTHER  
14 PURPOSES.

## 15 16 17 Subtitle

18 PROHIBITING THE USE OF AN UNMANNED AERIAL  
19 DEVICE THAT IS EQUIPPED WITH A VIDEO  
20 RECORDING DEVICE EXCEPT WHEN USED BY A  
21 LAW ENFORCEMENT AGENCY OR AUTHORIZED  
22 EMERGENCY PERSONNEL.

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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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27 SECTION 1. Arkansas Code Title 5, Chapter 60, Subchapter 1, is amended  
28 to add a new section to read as follows:

29 5-60-103. Unlawful use of an unmanned aerial device equipped with a  
30 video recording device.

31 (a) A person commits the offense of unlawful use of an unmanned aerial  
32 device equipped with a video recording device if:

33 (1) He or she knowingly operates an unmanned aerial device  
34 equipped with a video recording device with the purpose of recording another  
35 person or another person's property; and

36 (2) Without the other person's consent.

1           (b) It is a defense to prosecution under this section if:

2                   (1) The person operating the unmanned aerial device is:

3                           (A) A law enforcement officer or person operating the  
4 unmanned aerial device at the request of a law enforcement officer; or

5                           (B) An employee of an entity that provides emergency  
6 assistance or person operating the unmanned aerial device at the request of  
7 an employee of an entity that provides emergency assistance; and

8                           (2) The person is operating the unmanned aerial device as part  
9 of his or her official job duties.

10           (c) Unlawful use of an unmanned aerial device equipped with a video  
11 recording device is a Class C felony.

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14 Referred by the Arkansas Senate

15 Prepared by: BPG/VJF