

1 A bill to be entitled
 2 An act relating to unmanned aircraft; amending s.
 3 330.41, F.S.; redefining the term "critical
 4 infrastructure facility"; amending s. 934.50, F.S.;
 5 authorizing the use of a drone if a law enforcement
 6 agency possesses reasonable suspicion that, under
 7 particular circumstances, swift action is needed to
 8 facilitate the collection of evidence at a crime scene
 9 or traffic crash scene; authorizing the use of a drone
 10 by a local or state agency when used in the assessment
 11 of damage, flood state, wildfire, or land management,
 12 or the monitoring and collection of scientific or
 13 marketing data; providing an effective date.

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 15 Be It Enacted by the Legislature of the State of Florida:

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 17 Section 1. Paragraph (a) of subsection (2) of section
 18 330.41, Florida Statutes, is amended to read:

19 330.41 Unmanned Aircraft Systems Act.—

20 (2) DEFINITIONS.—As used in this act, the term:

21 (a) "Critical infrastructure facility" means any of the
 22 following, if completely enclosed by a fence or other physical
 23 barrier that is obviously designed to exclude intruders, or if
 24 clearly marked with a sign or signs which indicate that entry is
 25 forbidden and which are posted on the property in a manner

26 | reasonably likely to come to the attention of intruders:

27 | 1. An electrical power generation or transmission
28 | facility, substation, switching station, or electrical control
29 | center.

30 | 2. A chemical or rubber manufacturing or storage facility.

31 | 3. A mining facility.

32 | 4. A natural gas or compressed gas compressor station,
33 | storage facility, or natural gas or compressed gas pipeline.

34 | 5. A liquid natural gas or propane gas terminal or storage
35 | facility with a capacity of 4,000 gallons or more.

36 | 6. Any portion of an aboveground oil or gas pipeline.

37 | 7. A wireless communications facility, including the
38 | tower, antennae, support structures, and all associated ground-
39 | based equipment.

40 | 8. A state correctional institution as defined in s.
41 | 944.02 or a private correctional facility authorized under
42 | chapter 957.

43 | 9. A secure detention center or facility, a nonsecure
44 | residential facility, a high-risk residential facility, or a
45 | maximum-risk residential facility as defined in s. 985.03.

46 | 10. A county detention facility as defined in s. 951.23.

47 | Section 2. Paragraph (c) of subsection (4) of section
48 | 934.50, Florida Statutes, is amended, and paragraph (k) is added
49 | to that subsection, to read:

50 | 934.50 Searches and seizure using a drone.—

51 (4) EXCEPTIONS.—This section does not prohibit the use of
52 a drone:

53 (c) If the law enforcement agency possesses reasonable
54 suspicion that, under particular circumstances, swift action is
55 needed to prevent imminent danger to life or serious damage to
56 property;~~;~~ to forestall the imminent escape of a suspect or the
57 destruction of evidence; to facilitate the collection of
58 evidence at a crime scene or traffic crash scene;~~;~~ or to achieve
59 purposes including, but not limited to, facilitating the search
60 for a missing person.

61 (k) By a local or state agency when used in the assessment
62 of damage, flood state, wildfire, or land management, or the
63 monitoring and collection of scientific or marketing data.

64 Section 3. This act shall take effect October 1, 2018.