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LEGISLATIVE ACTION

Senate

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House

The Committee on Criminal Justice (Young) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

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

330.41 Unmanned Aircraft Systems Act.—

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

(a) "Critical infrastructure facility" means any of the
following, if completely enclosed by a fence or other physical



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11 barrier that is obviously designed to exclude intruders, or if
12 clearly marked with a sign or signs which indicate that entry is
13 forbidden and which are posted on the property in a manner
14 reasonably likely to come to the attention of intruders:

15 1. An electrical power generation or transmission facility,
16 substation, switching station, or electrical control center.

17 2. A chemical or rubber manufacturing or storage facility.

18 3. A mining facility.

19 4. A natural gas or compressed gas compressor station,
20 storage facility, or natural gas or compressed gas pipeline.

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

23 6. Any portion of an aboveground oil or gas pipeline.

24 7. A wireless communications facility, including the tower,
25 antennae, support structures, and all associated ground-based
26 equipment.

27 8. A state correctional institution as defined in s. 944.02
28 or a private correctional facility authorized under chapter 957.

29 9. A secure detention center or facility, a nonsecure
30 residential facility, a high-risk residential facility, or a
31 maximum-risk residential facility as defined in s. 985.03.

32 10. A county detention facility as defined in s. 951.23.

33 Section 2. Paragraph (c) of subsection (4) of section
34 934.50, Florida Statutes, is amended, and paragraph (k) is added
35 to that subsection, to read:

36 934.50 Searches and seizure using a drone.—

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

39 (c) If the law enforcement agency possesses reasonable



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40 suspicion that, under particular circumstances, swift action is
41 needed to prevent imminent danger to life or serious damage to
42 property;~~;~~ to forestall the imminent escape of a suspect or the
43 destruction of evidence; to facilitate the collection of
44 evidence at a crime scene or traffic crash scene;~~;~~ or to achieve
45 purposes including, but not limited to, facilitating the search
46 for a missing person.

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

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

51
52 ===== T I T L E A M E N D M E N T =====

53 And the title is amended as follows:

54 Delete everything before the enacting clause
55 and insert:

56 A bill to be entitled
57 An act relating to drones; amending s. 330.41, F.S.;
58 redefining the term "critical infrastructure
59 facility"; amending s. 934.50, F.S.; authorizing the
60 use of a drone if a law enforcement agency possesses
61 reasonable suspicion that, under particular
62 circumstances, swift action is needed to facilitate
63 the collection of evidence at a crime scene or traffic
64 crash scene; authorizing the use of a drone by a local
65 or state agency when used in the assessment of damage,
66 flood state, wildfire, or land management, or the
67 monitoring and collection of scientific or marketing
68 data; providing an effective date.