

HB 931 -- INVASION OF PRIVACY

SPONSOR: Wilson

The bill prohibits any state agency or county or municipal law enforcement agency from using a drone or other unmanned aircraft except to the extent authorized in a search warrant.

A law enforcement agency may use a drone or unmanned aircraft without obtaining a search warrant in specified emergency situations where there is a threat of bodily harm or death, search and rescue operations on land or water, to access the need for first responders, and to inspect state parks and conservation areas for illegal vegetation. Any law enforcement officer may gather evidence under the plain view doctrine

This bill specifies that an individual commits the offense of invasion of privacy if he or she knowingly uses an unmanned aircraft to photograph, film, videotape, produce, or otherwise create an image of another person, without the person's consent, if one would have a reasonable expectation of privacy.

An individual commits the offense of trespass in the first degree if he or she uses an unmanned aircraft over another person's real property without that person's consent.