

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By \_\_\_\_\_

1 AMEND Senate Bill No. 774, Page 1, Section A, Line 3, by inserting after all of said section and  
2 line the following:

3  
4 "217.850. 1. A person commits the offense of unlawful use of unmanned aircraft over a  
5 correctional center if he or she purposely:

6 (1) Operates an unmanned aircraft within a vertical distance of four hundred feet over a  
7 correctional center's secure perimeter fence; or

8 (2) Allows an unmanned aircraft to make contact with a correctional center, including any  
9 person or object on the premises of or within the facility.

10 2. For purposes of this section, "correctional center" shall include:

11 (1) Any correctional center as defined in section 217.010;

12 (2) Any private jail as defined in section 221.095; and

13 (3) Any county or municipal jail.

14 3. The provisions of this section shall not prohibit the operation of an unmanned aircraft by:

15 (1) An employee of the correctional center at the direction of the chief administrative officer  
16 of the facility;

17 (2) A person who has written consent from the chief administrative officer of the facility;

18 (3) An employee of a law enforcement agency, fire department, or emergency medical  
19 service in the exercise of official duties;

20 (4) A government official or employee in the exercise of official duties;

21 (5) A public utility or a rural electric cooperative if:

22 (a) The unmanned aircraft is used for the purpose of inspecting, repairing, or maintaining  
23 utility transmission or distribution lines or other utility equipment or infrastructure;

24 (b) The utility notifies the correctional center before flying the unmanned aircraft, except  
25 during an emergency; and

26 (c) The person operating the unmanned aircraft does not physically enter the prohibited  
27 space without an escort provided by the correctional center;

28 (6) An employee of a railroad in the exercise of official duties on any land owned or  
29 operated by a railroad corporation regulated by the Federal Railroad Administration; or

30 (7) A person operating an unmanned aircraft pursuant to and in compliance with any waiver  
31 issued by the Federal Aviation Authority under 14 C.F.R. Section 107.200.

32 4. The offense of unlawful use of unmanned aircraft over a correctional center shall be  
33 punishable as an infraction unless the person uses an unmanned aircraft for the purpose of:

34 (1) Delivering a gun, knife, weapon, or other article that may be used in such manner to  
35 endanger the life of an offender or correctional center employee, in which case the offense is a class  
36 B felony;

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1 (2) Facilitating an escape from confinement under section 575.210, in which case the  
 2 offense is a class C felony; or

3 (3) Delivering a controlled substance, as that term is defined under section 195.010, in  
 4 which case the offense is a class D felony.

5 5. Each correctional center shall post a sign warning of the provisions of this section. The  
 6 sign shall be at least eleven inches by fourteen inches and posted in a conspicuous place."; and  
 7

8 Further amend said bill, Page 9, Section 301.564, Line 26, by inserting after all of said section and  
 9 line the following:

10  
 11 "577.800. 1. A person commits the offense of unlawful use of unmanned aircraft over an  
 12 open-air facility if he or she purposely:

13 (1) Operates an unmanned aircraft within a vertical distance of four hundred feet from the  
 14 ground and within the property line of an open-air facility; or

15 (2) Uses an unmanned aircraft with the purpose of delivering to a person within an open-air  
 16 facility any object described in subdivision (1) or (2) of subsection 4 of this section.

17 2. For purposes of this section, "open-air facility" shall mean any sports, theater, music,  
 18 performing arts, or other entertainment facility with a capacity of five thousand people or more and  
 19 not completely enclosed by a roof or other structure.

20 3. The provisions of this section shall not prohibit the operation of an unmanned aircraft by:

21 (1) An employee of an open-air facility at the direction of the president or chief executive  
 22 officer of the open-air facility;

23 (2) A person who has written consent from the president or chief executive officer of the  
 24 open-air facility;

25 (3) An employee of a law enforcement agency, fire department, or emergency medical  
 26 service in the exercise of official duties;

27 (4) A government official or employee in the exercise of official duties;

28 (5) A public utility or a rural electric cooperative if:

29 (a) The unmanned aircraft is used for the purpose of inspecting, repairing, or maintaining  
 30 utility transmission or distribution lines or other utility equipment or infrastructure;

31 (b) The utility or cooperative notifies the open-air facility before flying the unmanned  
 32 aircraft, except during an emergency; and

33 (c) The person operating the unmanned aircraft does not physically enter the prohibited  
 34 space without an escort provided by the open-air facility; or

35 (6) An employee of a railroad in the exercise of official duties on any land owned or  
 36 operated by a railroad corporation regulated by the Federal Railroad Administration.

37 4. The offense of unlawful use of unmanned aircraft over an open-air facility shall be  
 38 punishable as an infraction misdemeanor unless the person uses an unmanned aircraft for:

39 (1) Delivering a gun, knife, weapon, or other article that may be used in such manner to  
 40 endanger the life of an employee or guest at an open-air facility, in which case the offense is a class  
 41 B felony; or

42 (2) Delivering a controlled substance, as that term is defined under section 195.010, in  
 43 which case the offense is a class D felony.

44 5. Each open-air facility shall post a sign warning of the provisions of this section. The sign  
 45 shall be at least eleven inches by fourteen inches and posted in a conspicuous place.

46 632.460. 1. A person commits the offense of unlawful use of unmanned aircraft over a  
 47 mental health hospital if he or she purposely:

48 (1) Operates an unmanned aircraft within a vertical distance of four hundred feet over the  
 49 mental health hospital's property line; or

1 (2) Uses an unmanned aircraft to deliver to a person confined in a mental health hospital any  
2 object described in subdivision (1) or (3) of subsection 6 of this section.

3 2. For the purposes of subsection 1 of this section, vertical distance extends from ground  
4 level.

5 3. For purposes of this section, "mental health hospital" shall mean a facility operated by the  
6 department of mental health to provide inpatient evaluation, treatment, or care to persons suffering  
7 from a mental disorder, as defined under section 630.005; mental illness, as defined under section  
8 630.005; or mental abnormality, as defined under section 632.480.

9 4. The provisions of this section shall not prohibit the operation of an unmanned aircraft by:

10 (1) An employee of the mental health hospital at the direction of the chief administrative  
11 officer of the mental health hospital;

12 (2) A person who has written consent from the chief administrative officer of the mental  
13 health hospital;

14 (3) An employee of a law enforcement agency, fire department, or emergency medical  
15 service in the exercise of official duties;

16 (4) A government official or employee in the exercise of official duties;

17 (5) A public utility or a rural electric cooperative if:

18 (a) The unmanned aircraft is used for the purpose of inspecting, repairing, or maintaining  
19 utility transmission or distribution lines or other utility equipment or infrastructure;

20 (b) The utility notifies the mental health hospital before flying the unmanned aircraft, except  
21 during an emergency; and

22 (c) The person operating the unmanned aircraft does not physically enter the prohibited  
23 space without an escort provided by the mental health hospital;

24 (6) An employee of a railroad in the exercise of official duties on any land owned or  
25 operated by a railroad corporation regulated by the Federal Railway Administration; or

26 (7) A person operating an unmanned aircraft pursuant to and in compliance with any waiver  
27 issued by the Federal Aviation Authority under 14 C.F.R. Section 107.200.

28 5. Each mental health hospital shall post a sign warning of the provisions of this section.  
29 The sign shall be at least eleven inches by fourteen inches and posted in a conspicuous place.

30 6. The offense of unlawful use of unmanned aircraft over a mental health hospital shall be  
31 punishable as an infraction unless the person uses an unmanned aircraft for the purpose of:

32 (1) Delivering a gun, knife, weapon, or other article that may be used in such manner to  
33 endanger the life of a patient or mental health hospital employee, in which case the offense is a class  
34 B felony;

35 (2) Facilitating an escape from commitment or detention under section 575.195, in which  
36 case the offense is a class C felony; or

37 (3) Delivering a controlled substance, as that term is defined under section 195.010, in  
38 which case the offense is a class D felony."; and

39  
40 Further amend said bill by amending the title, enacting clause, and intersectional references  
41 accordingly.