

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

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for  
2 Senate Bill No. 291, Page 22, Section 190.462, Line 44, by inserting after all of said section and line  
3 the following:  
4

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

7 (1) Operates an unmanned aircraft within or over  
8 the correctional center's secure perimeter fence; or

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

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

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

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

14 (3) Any county or municipal jail.

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

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

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

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

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

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

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

25 (b) The utility notifies the correctional center at least twenty-four hours before flying the  
26 unmanned aircraft, except during an emergency; and

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

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

31 4. The offense of unlawful use of unmanned aircraft over a correctional center shall be

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 punishable as an infraction unless the person uses an unmanned aircraft for the purpose of:

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

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

7 (3) Delivering a controlled substance, as that term is defined by chapter 195, in which case  
 8 the offense is a class D felony.

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

11  
 12 Further amend said bill, Page 23, Section 488.5050, Line 21, by inserting after all of said section  
 13 and line the following:

14  
 15 "632.460. 1. A person commits the offense of unlawful use of unmanned aircraft over a  
 16 mental health hospital if he or she purposely:

17 (1) Operates an unmanned aircraft within or over the high capacity venue's property line; or

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

20 2. For the purposes of subsection 1 of this section, a vertical distance extends from a ground  
 21 level.

22 3. For purposes of this section, "mental health hospital" shall mean a facility operated by the  
 23 department of mental health to provide inpatient evaluation, treatment, or care to persons suffering  
 24 from a mental disorder, as defined under section 630.005, mental illness, as defined under section  
 25 630.005, or mental abnormality, as defined under section 632.480.

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

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

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

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

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

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

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

37 (b) The utility notifies the mental health hospital at least twenty-four hours before flying the  
 38 unmanned aircraft, except during an emergency; and

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

41 (6) An employee of a railroad in the exercise of official duties on any land owned or

1 operated by a railroad corporation regulated by the Federal Railway Administration.

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

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

6 (1) If the person operating the unmanned aircraft was delivering a gun, knife, weapon, or  
7 other article that may be used in such a manner as to endanger the life of a patient or mental health  
8 hospital employee then it shall be punished as a Class B Felony; or

9 (2) If the person operating the unmanned aircraft was facilitating an escape from  
10 commitment or detention under section 575.195 then it shall be punished as a Class C Felony; or

11 (3) If the person operating the unmanned aircraft was delivering a controlled substance, as  
12 defined under chapter 195 then it shall be punished as a Class D Felony."; and

13  
14 Further amend said bill by amending the title, enacting clause, and intersectional references  
15 accordingly.