

SUBSTITUTE FOR  
HOUSE BILL NO. 5495

A bill to amend 1931 PA 328, entitled  
"The Michigan penal code,"  
(MCL 750.1 to 750.568) by adding section 45a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 45A. (1) SUBJECT TO SUBSECTION (2), A PERSON SHALL NOT  
2        KNOWINGLY AND INTENTIONALLY USE AN UNMANNED AIRCRAFT IN A MANNER  
3        THAT INTERFERES WITH THE OPERATIONS OF A KEY FACILITY, A  
4        CORRECTIONAL FACILITY, OR OTHER LAW ENFORCEMENT FACILITY.

5        (2) IF A FACILITY LISTED UNDER SUBSECTION (1) IS INCLUDED ON  
6        THE FEDERAL AVIATION ADMINISTRATION'S REGISTRY OF FIXED SITE  
7        FACILITIES UNDER SECTION 2209 OF THE FAA EXTENSION, SAFETY, AND  
8        SECURITY ACT OF 2016, PUBLIC LAW 114-190, A PERSON SHALL NOT FLY OR  
9        CAUSE AN UNMANNED AIRCRAFT TO HOVER OVER THE FACILITY.

1           (3) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY  
2 PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 4 YEARS OR A FINE OF  
3 NOT MORE THAN \$2,500.00, OR BOTH.

4           (4) THIS SECTION DOES NOT APPLY TO A COMMERCIAL OPERATOR OF AN  
5 UNMANNED AIRCRAFT IF THE UNMANNED AIRCRAFT IS OPERATED PURSUANT TO  
6 AND IN COMPLIANCE WITH FEDERAL AVIATION ADMINISTRATION REGULATIONS,  
7 AUTHORIZATIONS, AND EXEMPTIONS.

8           (5) AS USED IN THIS SECTION:

9           (A) "KEY FACILITY" MEANS THAT TERM AS DEFINED IN SECTION 552C.

10          (B) "UNMANNED AIRCRAFT" MEANS THAT TERM AS DEFINED IN SECTION  
11 3 OF THE UNMANNED AIRCRAFT SYSTEMS ACT, 2016 PA 436, MCL 259.303.

12          Enacting section 1. This amendatory act takes effect 90 days  
13 after the date it is enacted into law.