

HB-5494, As Passed Senate, December 13, 2018
HB-5494, As Passed House, March 22, 2018
House Bill No. 5494 as amended March 21, 2018

SUBSTITUTE FOR
HOUSE BILL NO. 5494

A bill to amend 2016 PA 436, entitled
"Unmanned aircraft systems act,"
(MCL 259.301 to 259.331) by adding section 20.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 20. (1) A PERSON IS GUILTY OF AN OFFENSE COMMITTED WITH
2 THE AID OF AN UNMANNED AIRCRAFT SYSTEM IF THE UNMANNED AIRCRAFT
3 SYSTEM IS UNDER THE PERSON'S CONTROL AND THE ACTIVITY PERFORMED
4 WITH THE AID OF THE UNMANNED AIRCRAFT SYSTEM WOULD HAVE GIVEN RISE
5 TO CRIMINAL LIABILITY UNDER THE PENAL LAW OF THIS STATE IF IT WAS
6 PERFORMED DIRECTLY BY THE PERSON WITHOUT THE AID OF AN UNMANNED
7 AIRCRAFT SYSTEM.
8 (2) NOTWITHSTANDING SUBSECTION (1), AND EXCEPT AS PROVIDED IN
9 SECTIONS 21 AND 22 [AND SECTION 45A(1) OF THE MICHIGAN PENAL CODE, 1931
10 PA 328, MCL 750.45A], SOLELY FLYING AN UNMANNED AIRCRAFT SYSTEM
THROUGH NAVIGABLE AIRSPACE IN ACCORDANCE WITH FEDERAL LAW DOES NOT

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1 GIVE RISE TO CRIMINAL LIABILITY UNDER THE PENAL LAW OF THIS STATE.

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

4
5 [Enacting section 2. This amendatory act does not take effect
unless House Bill No. 5495 of the 99th Legislature is enacted into
law.]