

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.