

AN ACT relating to the use of drone for an unlawful purpose.

*Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

➔SECTION 1. A NEW SECTION OF KRS CHAPTER 525 IS CREATED TO READ AS FOLLOWS:

(1) As used in this section, "drone" means any unmanned aircraft:

(a) For which registration with the Federal Aviation Administration is required pursuant to 14 C.F.R. secs. 48.1 et seq; and

(b) That is labeled or should be labeled with an N-number or other unique identifying number issued by the Federal Aviation Administration pursuant to the requirements of 14 C.F.R. sec. 48.205.

(2) A person is guilty of unlawful use of a drone when he or she uses a drone:

(a) To engage in harassing conduct prohibited by KRS 525.070;

(b) To commit an act of voyeurism prohibited by KRS 531.090;

(c) To commit an act of video voyeurism prohibited by KRS 531.100;

(d) In the commission of an act of burglary or trespass prohibited by KRS Chapter 511; or

(e) In the commission of an act of theft by unlawful taking or disposition prohibited by KRS 514.030.

(3) This section is intended to be a separate offense and shall be punished in addition to the underlying offense occurring during the same course of conduct.

(4) (a) Unlawful use of a drone as prohibited by subsection (2)(a) of this section is a violation.

(b) Unlawful use of a drone as prohibited by subsection (2)(b) to (e) of this section is a Class A misdemeanor.

(5) This section shall not apply to the use of a drone:

(a) By a law enforcement officer during a lawful criminal investigation; or

(b) For any lawful commercial or personal use.