

By Senator Rodriguez

40-01210A-23

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1 A bill to be entitled
2 An act relating to the Unmanned Aircraft Systems Act;
3 amending s. 330.41, F.S.; revising the definition of
4 the term "critical infrastructure facility"; deleting
5 a requirement that a person or governmental entity
6 apply to the Federal Aviation Administration to
7 restrict or limit the operation of drones in specified
8 areas; providing an effective date.

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10 Be It Enacted by the Legislature of the State of Florida:

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12 Section 1. Paragraph (a) of subsection (2) and paragraph
13 (d) of subsection (3) of section 330.41, Florida Statutes, are
14 amended to read:

15 330.41 Unmanned Aircraft Systems Act.—

16 (2) DEFINITIONS.—As used in this act, the term:

17 (a) "Critical infrastructure facility" means any of the
18 following, if completely enclosed by a fence or other physical
19 barrier that is obviously designed to exclude intruders, or if
20 clearly marked with a sign or signs which indicate that entry is
21 forbidden and which are posted on the property in a manner
22 reasonably likely to come to the attention of intruders:

23 1. An electrical power generation or transmission facility,
24 substation, switching station, or electrical control center.

25 2. A chemical or rubber manufacturing or storage facility.

26 3. A mining facility.

27 4. A natural gas or compressed gas compressor station,
28 storage facility, or natural gas or compressed gas pipeline.

29 5. A liquid natural gas or propane gas terminal or storage

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30 facility with a capacity of 4,000 gallons or more.

31 6. Any portion of an aboveground oil or gas pipeline.

32 7. A wireless communications facility, including the tower,
33 antennae, support structures, and all associated ground-based
34 equipment.

35 8. A deepwater port listed in s. 311.09(1), regardless of
36 whether the deepwater port is completely enclosed by a fence or
37 other physical barrier, or a railroad switching yard.

38 9. A state correctional institution as defined in s. 944.02
39 or a private correctional facility authorized under chapter 957.

40 ~~10.9.~~ A secure detention center or facility, as defined in
41 s. 985.03, or a nonsecure residential facility, a high-risk
42 residential facility, or a maximum-risk residential facility, as
43 those terms are described in s. 985.03(44).

44 ~~11.10.~~ A county detention facility, as defined in s.
45 951.23.

46 (3) REGULATION.—

47 ~~(d) A person or governmental entity seeking to restrict or~~
48 ~~limit the operation of drones in close proximity to~~
49 ~~infrastructure or facilities that the person or governmental~~
50 ~~entity owns or operates must apply to the Federal Aviation~~
51 ~~Administration for such designation pursuant to s. 2209 of the~~
52 ~~FAA Extension, Safety, and Security Act of 2016.~~

53 Section 2. This act shall take effect July 1, 2023.