INTRODUCED BY J. WARD, HUTCHINSON, MARTIN, SCHWANK AND KEARNEY, MAY 31, 2019

REFERRED TO LOCAL GOVERNMENT, MAY 31, 2019

AN ACT

Amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in preemptions, further providing for local regulation of unmanned aircraft prohibited. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 305(b) of Title 53 of the Pennsylvania Consolidated Statutes, added October 12, 2018 (P.L.516, No.78), is amended to read:

§ 305. Local regulation of unmanned aircraft prohibited.

(b) Municipal use and property.—Nothing under this section or 18 Pa.C.S. § 3505 shall prohibit a municipality from:

(1) regulating the operation, control, retrieval or launch of an unmanned aircraft of any size, design or specification on or from municipal land, water or structures. Nothing in this paragraph shall be construed to limit Federal, State or local governmental response to fire, rescue, police or other emergency matters or the engagement by those entities in any legitimate
governmental function; or

(2) using unmanned aircraft within the boundaries of the municipality for municipal purposes, including excepted activities under 18 Pa.C.S. § 3505(c) and (d) when undertaken by municipal employees or agents, and regulating that use.

* * *

Section 2. This act shall take effect in 60 days.