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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1528 Session of  
2019

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INTRODUCED BY MOUL, JAMES, EVERETT, FREEMAN AND SAPPEY,  
MAY 30, 2019

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REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, MAY 30, 2019

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AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania  
2 Consolidated Statutes, in preemptions, further providing for  
3 local regulation of unmanned aircraft prohibited.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

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

9 § 305. Local regulation of unmanned aircraft prohibited.

10 \* \* \*

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

13 (1) regulating the operation, control, retrieval or  
14 launch of an unmanned aircraft of any size, design or  
15 specification on or from municipal land, water or  
16 structures. Nothing in this paragraph shall be construed to  
17 limit Federal, State or local governmental response to fire,  
18 rescue, police or other emergency matters or the engagement

1 by those entities in any legitimate governmental function; or  
2 (2) using unmanned aircraft within the boundaries of the  
3 municipality for municipal purposes, including excepted  
4 activities under 18 Pa.C.S. § 3505(c) and (d) when undertaken  
5 by municipal employees or agents, and regulating that use.

6 \* \* \*

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