

**HOUSE . . . . . No. 1406**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Michael J. Finn***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to unmanned aerial vehicles.

PETITION OF:

NAME:

*Michael J. Finn*

DISTRICT/ADDRESS:

*6th Hampden*

**HOUSE . . . . . No. 1406**

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By Mr. Finn of West Springfield, a petition (accompanied by bill, House, No. 1406) of Michael J. Finn relative to penalties for unauthorized use of unmanned aerial vehicles. The Judiciary.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 3496 OF 2017-2018.]

**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninety-First General Court  
(2019-2020)**  
\_\_\_\_\_

An Act relative to unmanned aerial vehicles.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 269 of the General Laws is hereby amended by adding the following section:-

2 Section 20. (a) As used in this section, the following words shall, unless context clearly  
3 requires otherwise, have the following meanings:-

4 “Critical infrastructure facility”, if completely enclosed by a fence or other physical  
5 barrier designed to exclude intruders, or if marked with a sign conspicuously posted on the  
6 property that indicates that entry is forbidden: (i) a petroleum or alumina refinery; (ii) an  
7 electrical power generating facility, substation, switching station or electrical control center; (iii)  
8 a chemical, polymer or rubber manufacturing facility; (iv) a water intake structure, water  
9 treatment facility, wastewater treatment plant or pump station; (v) a natural gas compressor  
10 station; (vi) a liquid natural gas terminal or storage facility; (vii) a telecommunications central

11 switching office; (viii) a port, railroad switching yard, trucking terminal or other freight  
12 transportation facility; (ix) a gas processing plant, including a plant used in the processing,  
13 treatment or fractionation of natural gas; (x) a transmission facility used by a federally licensed  
14 radio or television station; (xi) a steelmaking facility that uses an electric arc furnace to make  
15 steel; (xii) any portion of an aboveground oil, gas or chemical pipeline; or (xiii) a correctional  
16 facility or law enforcement facility.

17 “Unmanned aerial vehicle”, an aircraft that is operated without the possibility of direct  
18 human intervention from within or on the aircraft.

19 (b) Whoever, without lawful authority, weaponizes an unmanned aerial vehicle or  
20 operates a weaponized unmanned aerial vehicle shall be punished by imprisonment in the state  
21 prison for not less than 3 years nor more than 20 years or imprisonment in the house of  
22 correction for not less than 6 months nor more than 2 ½ years, or by fine of not less than \$1,000  
23 nor more than \$50,000, or by both such fine and imprisonment.

24 (c) Whoever willfully uses an unmanned aerial vehicle to photograph, videotape or  
25 electronically surveil another person when the other person in such place and circumstance  
26 would have a reasonable expectation of privacy in not being so photographed, videotaped or  
27 electronically surveilled, and without that person's knowledge and consent, shall be punished by  
28 imprisonment in the house of correction for not more than 2 ½ years or by a fine of not more  
29 than \$5,000, or by both such fine and imprisonment.

30 (d) Whoever, without lawful authority, willfully uses an unmanned aerial vehicle to  
31 photograph, videotape or electronically surveil a critical infrastructure facility, shall be punished

32 by imprisonment in the house of correction for not more than 2 ½ years or by a fine of not more  
33 than \$5,000, or by both such fine and imprisonment.