

SENATE BILL NO. 196

INTRODUCED BY ROSENDALE, AUGARE, DICK BARRETT, BLEWETT, BOULANGER, BRENDEN,
D. BROWN, FACEY, L. JONES, F. MOORE, OSMUNDSON, REICHNER, SALES, TAYLOR, THOMAS,
VAN DYK, WALKER, WANZENRIED, WARBURTON, WINDY BOY, WITTICH

A BILL FOR AN ACT ENTITLED: "AN ACT LIMITING THE USE OF UNMANNED AERIAL VEHICLES BY LAW
ENFORCEMENT ~~AND PRIVATE USERS; AND~~ PROHIBITING THE USE OF UNLAWFULLY OBTAINED
INFORMATION AS EVIDENCE IN COURT; ~~AND AMENDING SECTION 46-1-202, MCA."~~

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

(Refer to Third Reading Copy (Blue) Bill)

Strike everything after the enacting clause and insert:

NEW SECTION. Section 1. Limitations on unmanned aerial vehicles. (1) In any prosecution or
proceeding within the state of Montana, information from an unmanned aerial vehicle is not admissible as
evidence unless the information was obtained:

(a) pursuant to the authority of a search warrant; or

(b) in accordance with judicially recognized exceptions to the warrant requirement.

(2) Information obtained from the operation of an unmanned aerial vehicle may not be used in an affidavit
of probable cause in an effort to obtain a search warrant unless the information was obtained under the
circumstances described in subsection (1)(a) or (1)(b) or was obtained through the monitoring of public lands or
international borders.

(3) For the purposes of this section, "unmanned aerial vehicle" means an aircraft that is operated without
direct human intervention from on or within the aircraft. The term does not include satellites.

NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an
integral part of Title 46, chapter 5, part 1, and the provisions of Title 46, chapter 5, part 1, apply to [section 1].

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