



State of Tennessee

PUBLIC CHAPTER NO. 900

HOUSE BILL NO. 2376

By Representative Holt

Substituted for: Senate Bill No. 2470

By Senator Stevens

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13, relative to unmanned aircraft.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-13-902(a)(4), is amended by deleting the language "subdivision (a)(6)" and substituting "§ 39-13-905".

SECTION 2. Tennessee Code Annotated, Section 39-13-902(a), is further amended by adding the following language as subdivision (5) and renumbering current subdivision (a)(5) and the subsequent subdivisions accordingly:

(5) If the image is captured for the practice of land surveying, as defined in § 62-18-102, by a duly registered land surveyor, pursuant to title 62, chapter 18, part 1; provided, the image of any person or thing on private property captured in the course of land surveying shall be subject to § 39-13-905 as an image captured incident to the lawful capturing of an image.

SECTION 3. Tennessee Code Annotated, Section 39-13-902(a), is further amended by adding the following language as a new subdivision:

() If the image is captured by the department of transportation, or a person under contract with or otherwise acting under the direction of or on behalf of the department of transportation, for the purpose of planning, locating, designing, constructing, maintaining, or operating transportation programs or projects; provided, the image of any person or thing on private property captured by or for the department of transportation pursuant to this subdivision shall be subject to § 39-13-905 as an image captured incident to the lawful capturing of an image.

SECTION 4. Tennessee Code Annotated, Section 39-13-902(b), is amended by deleting the subsection in its entirety and substituting instead the following:

(b) An image captured for law enforcement purposes by a state or local law enforcement agency, or by a person who is under contract with or otherwise acting under the direction of or on behalf of such agency, shall be handled in accordance with § 39-13-609 and shall not be used for any purpose other than the lawful purpose for which the image was captured as permitted by this section.

SECTION 5. Tennessee Code Annotated, Section 39-13-902(a), is further amended by adding the following language as a new, appropriately designated subdivision:

() If the image is captured for the practice of photogrammetric mapping by an individual who holds the "certified photogrammetrist" designation of the American Society for Photogrammetry and Remote Sensing or other national scientific organization having a process for certifying photogrammetrists; provided, the image of any person or thing on private property captured in the course of photogrammetric mapping shall be subject to § 39-13-905 as an image captured incident to the lawful capturing of an image.

SECTION 6. This act shall take effect July 1, 2016, the public welfare requiring it.

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PASSED: April 11, 2016



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 27th day of April 2016



BILL HASLAM, GOVERNOR