

**AMENDMENT TO H.R. 4441**  
**OFFERED BY MR. GARAMENDI OF CALIFORNIA**

At the end of title VI, add the following:

1 **SEC. \_\_\_\_.** **CRIMINAL PENALTY FOR OPERATING DRONES IN**  
2 **CERTAIN LOCATIONS.**

3 (a) **IN GENERAL.**—Chapter 2 of title 18, United  
4 States Code, is amended by adding at the end the fol-  
5 lowing:

6 **“§ 40A. Operating drones in certain locations**

7 “(a) **OFFENSE.**—Whoever knowingly operates a  
8 drone in a restricted area shall be fined under this title  
9 or imprisoned not more than one year, or both.

10 “(b) **EXCEPTION.**—Subsection (a) shall not apply to  
11 operations conducted for purposes of firefighting or emer-  
12 gency response by a Federal, State, or local unit of govern-  
13 ment (including any individual conducting such operations  
14 pursuant to a contract or other agreement entered into  
15 with the unit).

16 “(c) **DEFINITIONS.**—In this section—

17 “(1) the term ‘drone’ means an unmanned air-  
18 craft, as that term is defined in section 45501 of  
19 title 49, United States Code (as added by this Act);

20 “(2) the term ‘restricted area’ means—

1           “(A) within a 2-mile radius of a small hub  
2           airport, medium hub airport, or large hub air-  
3           port;

4           “(B) within 2 miles of the outermost pe-  
5           rimeter of an ongoing firefighting operation in-  
6           volving the Department of Agriculture or the  
7           Department of the Interior; or

8           “(C) in an area that is subject to a tem-  
9           porary flight restriction issued by the Adminis-  
10          trator of the Federal Aviation Administration;  
11          and

12          “(3) the terms ‘small hub airport’, ‘medium  
13          hub airport’, and ‘large hub airport’ have the mean-  
14          ings given those terms in section 47102 of title 49.”.

15          (b) CLERICAL AMENDMENT.—The table of sections  
16          at the beginning of chapter 2 of title 18, United States  
17          Code, is amended by adding at the end the following new  
18          item:

“40A. Operating drones in certain locations.”.

