

Amend **HB 912** (Senate Committee Printing) in SECTION 2 of the bill as follows:

(1) In added Section 423.002, Government Code (page 1, lines 29-30), strike "of real property or an individual on real property located in this state".

(3) In added Section 423.002(6), Government Code (page 1, line 55), following the underlined semicolon, strike "or".

(4) In added Section 423.002(7)(D), Government Code (page 2, line 5), between "service" and the underlined period, insert the following:

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(8) with the consent of the individual captured in the image and the individual who owns or lawfully occupies the real property captured in the image;

(9) pursuant to a valid search or arrest warrant;

(10) by a law enforcement authority or a person who is under contract with or otherwise acting under the direction or on behalf of a law enforcement authority:

(A) in immediate pursuit of a person law enforcement officers have reasonable suspicion or probable cause to suspect has committed an offense;

(B) for the purpose of documenting a crime scene where an offense has been committed;

(C) for the purpose of investigating the scene of:

(i) a human fatality;

(ii) a motor vehicle accident causing death or serious bodily injury to a person; or

(iii) any motor vehicle accident on a state highway or federal interstate or highway;

(D) in connection with the search for a missing person; or

(E) for the purpose of conducting a high-risk tactical operation that poses a threat to human life;

(11) by state or local law enforcement authorities, or a person who is under contract with or otherwise acting under the direction or on behalf of state authorities, for the purpose of:

(A) surveying the scene of a catastrophe or other damage to determine whether a state of emergency should be declared;

(B) preserving public safety, protecting property, or surveying damage or contamination during a lawfully declared state of emergency; or

(C) conducting routine air quality sampling and monitoring;

(12) at the scene of a spill, or a suspected spill, of hazardous materials;

(13) for the purpose of fire suppression;

(14) for the purpose of rescuing a person whose life or well-being is in imminent danger;

(15) by a Texas licensed real estate broker in connection with the marketing, sale, or financing of real property, provided that no individual is identifiable in the image;

(16) of real property or a person on real property that is within 25 miles of the United States border;

(17) from a height no more than eight feet above ground level in a public place, if the image was captured without using any electronic, mechanical, or other means to amplify the image beyond normal human perception;

(18) of public real property or a person on that property;

(19) by an electric or telecommunications utility provider regulated by the Public Utility Commission of Texas:

(A) for the purpose of performing and reporting the results of the annual inspection of transmission lines and other facilities as required by the commission, if the image is captured without the intent to conduct surveillance on an individual or real property located in this state; or

(B) for the purpose of maintaining or repairing transmission lines or other facilities, if the image is captured without the intent to conduct surveillance on an individual or real property located in this state;

(20) by the owner or operator of an oil, gas, water, or other pipeline for the purpose of inspecting, maintaining, or

repairing pipelines or other related facilities, if the image is captured without the intent to conduct surveillance on an individual or real property located in this state;

(21) in connection with oil pipeline safety and rig protection;

(22) in connection with port authority surveillance and security;

(23) in connection with cattle ranching or agriculture and wildlife management;

(24) in connection with oil and gas exploration;

(25) for the purpose of water supply safety;

(26) for the purpose of surveying land;

(27) for the purpose of agriculture and farming safety;

(28) in connection with an air show or related event;

(29) for the purpose of producing a film or other artistic work incorporating a visual or aural image, if:

(A) any identifiable person captured in the image was not in a place where that person had a reasonable expectation of privacy, the image or recording was made in accordance with a permit issued by a state or federal agency, and the vehicle capturing the image or recording is at least 10 feet in length and affixed with lights or reflective markings indicating the vehicle's owner; or

(B) the image was recorded at an altitude of at least 400 feet;

(30) by a radio or television station licensed by the Federal Communications Commission, a newspaper of general circulation published in Texas, or another bona fide news organization if:

(A) the image was captured for news-gathering purposes, any identifiable person captured in the image was not in a place where that person had a reasonable expectation of privacy, and the vehicle capturing the image is at least 10 feet in length and affixed with lights or reflective markings indicating the vehicle's owner; or

(B) the image was recorded at an altitude of at least 400 feet; or

(31) in connection with the manufacture, assembly, distribution, or sale of an unmanned vehicle or unmanned aircraft

(5) Strike added Sections 423.003(c) and (e), Government Code (page 2, line 18 through page 3, line 27, and page 3, lines 34 through 36), and reletter the remaining subsections of that section accordingly.