

By: Isaac

H.B. No. 376

A BILL TO BE ENTITLED

AN ACT

relating to the prosecution of certain criminal offenses involving
disabling, damaging, or destroying an unmanned aircraft.

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

SECTION 1. Chapter 423, Government Code, is amended by
adding Section 423.010 to read as follows:

Sec. 423.010. DISABLING, DAMAGING, OR DESTROYING UNMANNED
AIRCRAFT. It is an affirmative defense to prosecution for an
offense involving damage or destruction of property under Section
28.03 or 28.04, Penal Code, that the actor:

(1) was on property owned or legally occupied by the
actor;

(2) legally possessed a firearm;

(3) used that firearm to disable, damage, or destroy
an unmanned aircraft that was unlawfully on or over the property in
violation of this chapter; and

(4) was not prohibited from discharging the firearm
under Section 42.12, Penal Code, other law or local regulation, or a
dedicatory instrument governing use of the property.

SECTION 2. This Act takes effect December 1, 2017.