

House Bill 848

By: Representatives Allison of the 8th, Cooke of the 18th, Pezold of the 133rd, Teasley of the 37th, Hightower of the 68th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 6-2-5 of the Official Code of Georgia Annotated, relating to lawful
2 flight over lands and waters of this state, so as to provide that no aircraft shall be operated
3 in the airspace above private property extending from the surface up to a distance of 100 feet
4 above the surface for the purpose of searching or engaging in surveillance without a search
5 warrant or permission of the property owner, and any evidence obtained by an aircraft within
6 such protected zone shall be inadmissible in the courts of this state; to provide for related
7 matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Code Section 6-2-5 of the Official Code of Georgia Annotated, relating to lawful flight over
11 lands and waters of this state, is amended by designating the existing text as subsection (a)
12 and by adding a new subsection to read as follows:

13 "(b) No aircraft, whether manned or unmanned, shall be operated in the airspace above
14 private property extending from the surface up to a distance of 100 feet above the surface
15 for the purpose of searching or engaging in surveillance without a search warrant or
16 permission of the property owner, and any evidence obtained by an aircraft flying within
17 such protected zone shall be inadmissible in the courts of this state."

18 **SECTION 2.**

19 This Act shall become effective upon its approval by the Governor or upon its becoming law
20 without such approval.

21 **SECTION 3.**

22 All laws and parts of laws in conflict with this Act are repealed.