



GOV. MSG. NO. 1158

EXECUTIVE CHAMBERS
KE KE'ENA O KE KIA'ĀINA

JOSH GREEN, M.D.
GOVERNOR
KE KIA'ĀINA

June 5, 2023

The Honorable Ronald D. Kouchi
President of the Senate,
and Members of the Senate
Thirty-Second State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

✓ The Honorable Scott K. Saiki
Speaker, and Members of the
House of Representatives
Thirty-Second State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on June 5, 2023, the following bill was signed into law:

SB989 HD2

RELATING TO UNMANNED AIRCRAFT
SYSTEMS.
ACT 058

Sincerely,

Josh Green, M.D.
Governor, State of Hawai'i

on JUN 5 2023

THE SENATE
THIRTY-SECOND LEGISLATURE, 2023
STATE OF HAWAII

S.B. NO. 989
H.D. 2

A BILL FOR AN ACT

RELATING TO UNMANNED AIRCRAFT SYSTEMS.

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

1 SECTION 1. The legislature finds that the proliferation of
2 unmanned aircraft systems, commonly called drones, has led to
3 privacy and public safety concerns for individuals, especially
4 when the drones are flown over their property. The legislature
5 further finds that Hawai'i's laws do not adequately address these
6 situations and that some states, including Louisiana, South
7 Dakota, Tennessee, and Virginia have enacted laws that prohibit
8 trespassing on private property with a drone.

9 The purpose of this Act is to establish the offense of
10 trespass with an unmanned aircraft system.

11 SECTION 2. Chapter 711, Hawaii Revised Statutes, is
12 amended by adding a new section to be appropriately designated
13 and to read as follows:

14 "§711- **Trespass with an unmanned aircraft system.** (1)
15 A person commits the offense of trespass with an unmanned
16 aircraft system if the person intentionally causes an unmanned
17 aircraft system to:



1 (a) Cross the property line of another and come within
2 fifty feet of a dwelling to coerce, intimidate, or
3 harass another person or, after having been given
4 actual notice to desist, for any other reason; or

5 (b) Take off or land in violation of current Federal
6 Aviation Administration special security instructions
7 or unmanned aircraft systems security sensitive
8 airspace restrictions.

9 (2) This section shall not apply if:

10 (a) Consent was given to the entry by any person with
11 legal authority to consent or by any person who is
12 lawfully present on the property; or

13 (b) The person was authorized by federal regulations to
14 operate an unmanned aircraft system and was operating
15 the system in an otherwise lawful manner and
16 consistent with federal regulations.

17 (3) Trespass with an unmanned aircraft system is a
18 misdemeanor."

19 SECTION 3. New statutory material is underscored.

20 SECTION 4. This Act shall take effect upon its approval.



S.B. NO. 989
H.D. 2

APPROVED this **5th** day of **June**, 2023

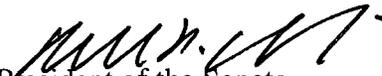
A handwritten signature in black ink, appearing to read "Josh Green". The signature is written in a cursive, flowing style.

GOVERNOR OF THE STATE OF HAWAII

THE SENATE OF THE STATE OF HAWAI'I

Date: April 18, 2023
Honolulu, Hawai'i 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-Second Legislature of the State of Hawai'i, Regular Session of 2023.


President of the Senate


Clerk of the Senate

THE HOUSE OF REPRESENTATIVES OF THE
STATE OF HAWAII

Date: April 3, 2023
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Third Reading in the House of Representatives of the Thirty-Second Legislature of the State of Hawaii, Regular Session of 2023.



Scott K. Saiki
Speaker
House of Representatives



Brian L. Takeshita
Chief Clerk
House of Representatives