

DRAFT DOCUMENT FOR DISCUSSION/COMMENT ONLY

SAN JOSE POLICE DEPARTMENT UNMANNED AERIAL SYSTEM (UAS) POLICY SUGGESTIONS & PROPOSED TIMELINE DECEMBER 6, 2014

USAGE

1. Potential explosive devices
2. Emergency situations in which particular individuals' lives are at risk such as active shooter, hostage/barricade situations
 - These situations would be geographically limited to the area affected by the incident and time limited to the event
 - Flights would only be for:
 - legitimate public safety missions (as described above)
 - Training purposes
 - Demonstration purposes
 - UAS would not be flown over crowds (unless it is moving to one of the uses described above)
 - UAS would be distinctly marked
 - 1 year test and evaluation period

ACCOUNTABILITY

- All flights would have to be approved by a Command Officer and would be logged and accounted for and subject to audit. The log would include:
 - Reason for the flight
 - Location of the flight
 - Flight time
 - Person piloting the UAS
 - The authorizing command officer

PRIVACY AND OTHER CONCERNS

- There will be no recording or collection of data – simply a real time downlink
 - No images will be retained
- “Mission Creep” – the UAS would not be used outside of the policy guidelines developed, unless the SJPD went back before elected officials for input
- The UAS will not have any of the following capabilities:
 - Weapons
 - Acoustical devices
 - Imagers that can see through walls
 - Biometric identification devices
 - Electronic “noses”

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LEGAL ISSUES

- All 4th Amendment search requirements would be followed
- The limited uses being proposed would be during exigent circumstances to protect life
- All FAA, Federal and State Laws would be followed

FAA REGULATIONS

- SJPD would obtain a Certificate of Waiver or Authorization (COA) from the FAA
- The UAS would be flown
 - under visual flight rules
 - under 400 feet
 - line of sight only
 - not flown near airports
 - by trained UAS pilots

SUGGESTED TIME LINE

- December 6, 2014 – Community Meeting, City Hall
- January 2015 – Community Meeting
- February 2015 – Community Meeting
- March 11, 2015 – Presentation to Neighborhoods Commission for recommendation to Public Safety, Finance & Strategic Support Committee (PSFSS)
- March 19, 2015 – Presentation to PSFSS for recommendation to City Council
- April 2015 – Presentation to City Council