

A BILL FOR AN ACT

To further amend title 11 of the Code of the Federated States of Micronesia, as amended, by creating a new chapter 14 to criminalize shining laser pointers at aircraft, and for other purposes.

BE IT ENACTED BY THE CONGRESS OF THE FEDERATED STATES OF MICRONESIA:

1 Section 1. Title 11 of the Code of the Federated
2 States of Micronesia, as amended, is hereby further
3 amended by creating a new chapter 14 entitled: "Laser
4 Pointers".

5 Section 2. Title 11 of the Code of the Federated
6 States of Micronesia, as amended, is hereby further
7 amended by inserting a new section 1401 under chapter 14
8 to read as follows:

9 "Section 1401. Short Title. This chapter is known
10 and may be cited as the "Federated States of
11 Micronesia Safety Against Lasers Act".

12 Section 3. Title 11 of the Code of the Federated States of
13 Micronesia, as amended, is hereby further amended by inserting a
14 new section 1402 under chapter 14 to read as follows:

15 "Section 1402. Definitions. The following terms
16 shall have the following meanings for the purposes
17 of this chapter:

18 (1) 'Aircraft' means a machine or device that
19 is used or intended to be used, for flight in the

1 air and is capable of transporting persons and goods
2 through the airspace;

3 (2) 'Laser Pointer' means any device designed
4 or used to amplify electromagnetic radiation by
5 stimulated emission that emits a beam designed to be
6 used by the operator as a pointer or highlighter to
7 indicate, mark, or identify a specific position,
8 place, item, or object.

9 Section 4. Title 11 of the Code of the Federated States of
10 Micronesia , as amended, is hereby further amended by inserting a
11 new section 1403 under chapter 14 to read as follows:

12 "Section 1403. Prohibition on aiming a laser
13 pointer at an aircraft.

14 (1) A person commits an offense who knowingly,
15 intentionally, or recklessly aims the beam of a
16 laser pointer at an aircraft in the jurisdiction of
17 the Federated States of Micronesia, or at the flight
18 path of such an aircraft.

19 (2) Any person who violates subsection (1) of
20 this section shall be punished upon conviction by
21 imprisonment for a term of not more than 5 years, or
22 a fined not more than \$10,000, or both.

23 (3) This section does not prohibit aiming a
24 beam of a laser pointer at an aircraft by:

25 (a) an authorized individual in the

1 conduct of research and development or flight test by
2 an aircraft manufacturer, the Department of
3 Transportation, Communications, and Infrastructure,
4 the United States Federal Aviation Administration, or
5 any other person officially authorized to conduct
6 such research and development or flight test
7 operations;

8 (b) members or elements of the Department
9 of Justice acting in an official capacity for the
10 purpose of research, development, operations,
11 testing, or training; or

12 (c) by an individual using a laser
13 emergency signaling device to send an emergency
14 distress signal in the case of an emergency."

15 Section 5. Title 11 of the Code of the Federated States of
16 Micronesia, as amended, is hereby further amended by inserting a
17 new section 1404 under chapter 14 to read as follows:

18 "Section 1404. Prohibition on laser pointers on
19 airport premises.

20 (1) A person commits an offense who knowingly
21 possesses a laser pointer on the premises of an
22 airport, including airport property surrounding the
23 terminal;

24 (2) Any person who violates subsection (1) of
25 this section shall be punished upon conviction by

1 imprisonment for a term of not more than one year, or
2 with a fine not exceeding \$600, or both.

3 (3) This section does not prohibit possession
4 of a laser pointer on airport premises by:

5 (a) an authorized individual in the conduct
6 of research and development or flight test by an
7 aircraft manufacturer, the Department of
8 Transportation, Communications and Infrastructure,
9 the United States Federal Aviation Administration, or
10 any other person officially authorized to conduct
11 such research and development or flight test
12 operations;

13 (b) members or elements of the Department of
14 Justice acting in an official capacity for the
15 purpose of research, development, operations,
16 testing, or training; or

17 (c) any authorized airport or airline
18 personnel who uses a laser pointer in their official
19 capacity."

20 Section 6. Title 11 of the Code of the Federated States of
21 Micronesia, as amended, is hereby further amended by inserting a
22 new section 1405 under chapter 14 to read as follows:

23 "Section 1405. Regulations and Exemptions.
24 The Attorney General, in consultation with the
25 Secretary of the Department of Transportation,

1 Communications and Infrastructure, may provide by
2 regulation, after public notice and comment, such
3 additional exceptions to this Chapter as may be
4 necessary and appropriate. The Attorney General
5 shall provide written notification of any proposed
6 regulations under this section to the Congressional
7 Committee on Judiciary and Governmental Operations,
8 and the Committee on Transportation, Communications,
9 and Infrastructure not less than 120 days before such
10 regulations become final.

11 Section 7. This act shall become law upon approval by the
12 President of the Federated States of Micronesia or upon its
13 becoming law without such approval.

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15 Date: 9/17/13

Introduced by: /s/ Wesley W. Simina
Wesley W. Simina

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