

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 States of
2 Micronesia, as amended, is hereby further amended by creating a
3 new chapter 14 entitled: "Laser Pointers".

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

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

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

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

16 (1) 'Aircraft' means a machine or device that is used
17 or intended to be used, for flight in the air and is
18 capable of transporting persons and goods through the
19 airspace;

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

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

9 "Section 1403. Prohibition on aiming a laser pointer at
10 an aircraft.

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

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

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

22 (a) an authorized individual in the conduct of
23 research and development or flight test by an aircraft
24 manufacturer, the Department of Transportation,
25 Communications, and Infrastructure, the United States

1 Federal Aviation Administration, or any other person
2 officially authorized to conduct such research and
3 development or flight test operations;

4 (b) members or elements of the Department of
5 Justice acting in an official capacity for the purpose
6 of research, development, operations, testing, or
7 training; or

8 (c) by an individual using a laser emergency
9 signaling device to send an emergency distress signal in
10 the case of an emergency."

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

14 "Section 1404. Prohibition of laser pointers on airport
15 premises.

16 (1) A person commits an offense who knowingly
17 possesses a laser pointer on the premises of an airport,
18 including airport property surrounding the terminal;

19 (2) Any person who violates subsection (1) of this
20 section shall be punished upon conviction by
21 imprisonment for a term of not more than one year, or
22 with a fine not exceeding \$600, or both.

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

25 (a) an authorized individual in the conduct of

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

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

11 (c) any authorized airport or airline personnel
12 who uses a laser pointer in their official capacity.”

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

16 “Section 1405. Regulations and Exemptions.
17 The Attorney General, in consultation with the Secretary
18 of the Department of Transportation, Communications and
19 Infrastructure, may provide by regulation, after public
20 notice and comment, such additional exceptions to this
21 Chapter as may be necessary and appropriate. The
22 Attorney General shall provide written notification of
23 any proposed regulations under this section to the
24 Congressional Committee on Judiciary and Governmental
25 Operations, and the Committee on Transportation,

1 Communications, and Infrastructure not less than 120
2 days before such regulations become final.

3 Section 7. This act shall become law upon approval by the
4 President of the Federated States of Micronesia or upon its
5 becoming law without such approval.

6

7

8

9

October 14 _____, 2013

10

11

12

13

/s/ Manny Mori _____

14

Manny Mori
President
Federated States of Micronesia

15

16

17

18

19

20

21

22

23

24

25