



1 within the scope of the official duties of the officer shall be  
2 guilty of a misdemeanor and upon conviction shall be punished by a  
3 fine of not more than One Hundred Dollars (\$100.00). Any person who  
4 commits a second or subsequent violation of this section shall be  
5 guilty of a misdemeanor punishable by a fine of not more than Five  
6 Hundred Dollars (\$500.00), a term of imprisonment in the county jail  
7 for a period of not more than six (6) months, or by both such fine  
8 and imprisonment.

9 C. Anyone who knowingly aims the beam of a laser pointer at an  
10 aircraft in flight or at the flight path of an aircraft shall be  
11 guilty of a misdemeanor and upon conviction shall be punished by a  
12 fine of not more than One Hundred Dollars (\$100.00). Any person who  
13 commits a second or subsequent violation of this section shall be  
14 guilty of a misdemeanor punishable by a fine of not more than Five  
15 Hundred Dollars (\$500.00), a term of imprisonment in the county jail  
16 for a period of not more than six (6) months, or by both such fine  
17 and imprisonment.

18 D. This section does not prohibit aiming a beam of a laser  
19 pointer at an aircraft, or the flight path of such an aircraft by:

20 1. An authorized individual in the conduct of research and  
21 development or flight test operations conducted by an aircraft  
22 manufacturer, the Federal Aviation Administration, or any other  
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1 person authorized by the Federal Aviation Administration to conduct  
2 research and development or flight test operations;

3 2. Members or elements of the Department of Defense or  
4 Department of Homeland Security acting in an official capacity for  
5 the purpose of research, development, operations, testing or  
6 training; or

7 3. By an individual using a laser emergency signaling device to  
8 send an emergency distress signal.

9 E. As used in this section:

10 1. "Laser" or "laser pointer" means any device ~~that projects a~~  
11 ~~beam or point of light by means of light amplification by stimulated~~  
12 ~~emission of radiation or a device that emits light which simulates~~  
13 ~~the appearance of a laser~~ designed or used to amplify  
14 electromagnetic radiation by stimulated emission that emits a beam  
15 designed to be used by the operator as a pointer or highlighter to  
16 indicate, mark or identify a specific position, place, item or  
17 object; and

18 2. "Law enforcement officer" means any police officer, peace  
19 officer, sheriff, deputy sheriff, correctional officer, probation or  
20 parole officer, emergency management employee, judge, magistrate, or  
21 any employee of a governmental agency who is authorized by law to  
22 engage in the investigation, arrest, prosecution, or supervision of

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1 the incarceration of any person for any violation of law and has  
2 statutory powers of arrest.

3 SECTION 2. This act shall become effective November 1, 2015.  
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5 COMMITTEE REPORT BY: COMMITTEE ON CRIMINAL JUSTICE AND CORRECTIONS,  
6 dated 03/18/2015 - DO PASS.  
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