

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005**

**SENATE BILL 428  
RATIFIED BILL**

**AN ACT TO CREATE THE CRIMINAL OFFENSE OF UNAUTHORIZED USE OF  
A LASER DEVICE TOWARDS AN AIRCRAFT.**

The General Assembly of North Carolina enacts:

**SECTION 1.** Article 36 of Chapter 14 of the General Statutes is amended by adding a new section to read:

**"§ 14-280.2. Use of a laser device towards an aircraft.**

(a) Any person who, willfully points a laser device at an aircraft, while the device is emitting a laser beam, and while the aircraft is taking off, landing, in flight, or otherwise in motion, is guilty of a Class H felony.

(b) The following definitions apply to this section:

(1) "Aircraft" is as defined in G.S. 63-1.

(2) "Laser" is as defined in G.S. 14-34.8.

(c) This section shall not apply where the laser use had been approved by a State or federal agency."

**SECTION 2.** This act becomes effective December 1, 2005, and applies to offenses committed on or after that date.

In the General Assembly read three times and ratified this the 16<sup>th</sup> day of August, 2005.

---

Marc Basnight  
President Pro Tempore of the Senate

---

James B. Black  
Speaker of the House of Representatives

---

Michael F. Easley  
Governor

Approved \_\_\_\_\_ .m. this \_\_\_\_\_ day of \_\_\_\_\_, 2005