

A Bill for an Act Relating to Consumer Protection.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. The Hawaii Revised Statutes is amended by adding a new chapter to be appropriately designated and to read as follows:

**“CHAPTER
LASER POINTING DEVICES**

§ **-1 Definitions.** As used in this chapter, “laser pointing device” means any hand-held laser device, which is not designed as a sighting device for a weapon nor for use in a medical procedure. This term includes the commercially-available device, which is commonly known as a “laser pen” or “laser pointer”.

§ **-2 Harrassment; prohibited.** No person eighteen years of age or over shall intentionally focus, point, or shine a laser pointing device directly or indirectly into the eye or eyes of another person, or upon another person or animal, in such a manner as would reasonably be expected to annoy, harass, or alarm the person or animal.

§ **-3 Sale to minors; prohibited.** It shall be unlawful to sell or furnish a laser pointing device to any minor.

§ **-4 Possession of laser pointing devices by minors prohibited.** It shall be unlawful for any minor to possess a laser pointing device.

§ **-5 Exemptions.** Sections -3, and -4 shall not apply to any hand-held laser devices used in a recreational activity commonly referred to as “laser tag,” and which activity is offered for a fee by an amusement or recreation facility, provided that the devices shall be collected by the operator of the facility following their use.

§ **-6 Penalties.** (a) Any violation of section -2 is punishable by a fine of not less than \$100 and not more than \$500 or imprisonment for a definite term to be fixed by the court not to exceed thirty days, or both.

(b) Any violation of section -3, or -4 is punishable by a fine of not less than \$100 and not more than \$500.”

SECTION 2. This Act shall take effect upon its approval.

(Approved June 24, 1999.)