

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

INTERIM STUDY PROPOSAL 2007-126

State of Arkansas

As Engrossed: S2/6/07

86th General Assembly

A Bill

Regular Session, 2007

SENATE BILL 195

By: Senator J. Jeffress

Referred to

Transportation, Technology & Legislative Affairs - Senate

by the Arkansas Senate

on 03/28/2007

For An Act To Be Entitled

AN ACT TO PROTECT THE CONSUMERS IN THE STATE BY
*CREATING THE "LIMITATION ON USE OF RADIO
FREQUENCY IDENTIFICATION TAGS ACT" THAT PROHIBITS
RFID TAGS FROM BEING USED FOR THE PURPOSE OF
GATHERING OR DISSEMINATING INFORMATION RELATED TO
THE DEMOGRAPHICS OF THE PURCHASER AFTER SALE; AND
FOR OTHER PURPOSES.*

Subtitle

*TO PROTECT THE CONSUMERS IN THE STATE BY
CREATING THE "LIMITATION ON USE OF RADIO
FREQUENCY IDENTIFICATION TAGS ACT" THAT
PROHIBITS RFID TAGS FROM BEING USED
AFTER SALE.*

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code Title 4, Chapter 110, is amended to add an additional subchapter to read as follows:

4-110-201. Title.

This subchapter shall be known and may be cited as the "Limitation on Use of Radio Frequency Identification Tags Act".

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4-110-202. Definitions.

As used in this subchapter:

(1) "Radio frequency identification" or "RFID" means a technology that uses radio waves to automatically identify an individual item or person;

(2) "Tag" means a microchip that is attached to an antenna that is able to transmit identification information using RFID.

4-110-203. Use after sale prohibited.

An RFID tag shall not be used for the purpose of gathering or disseminating information related to the demographics of the purchaser of a product by any person or entity after the product is:

(1) Sold at the retail level; and

(2) Removed from the premises of the retail establishment that is the site of the sale.

/s/ J. Jeffress

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