

FIRST REGULAR SESSION

# SENATE BILL NO. 128

93RD GENERAL ASSEMBLY

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INTRODUCED BY SENATOR COLEMAN.

Pre-filed December 16, 2004, and ordered printed.

TERRY L. SPIELER, Secretary.

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## AN ACT

To amend chapter 407, RSMo, by adding thereto one new section relating to radio frequency identification tags (RFID).

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 407, RSMo, is amended by adding thereto one new section, to be known as section 407.1142, to read as follows:

**407.1142. 1. This act may be cited as the "RFID Right to Know Act of 2005".**

**2. A consumer commodity or package that contains or bears a radio frequency identification tag or bar code shall bear a label as provided in subsection 4 of this section.**

**3. For purposes of this section, the following terms mean:**

**(1) "Radio frequency identification" or "RFID", technologies that use radio waves to automatically identify individual items;**

**(2) "Tag", a microchip that is attached to an antenna and is able to transmit identification information.**

**4. A label required by subsection 2 of this section shall:**

**(1) State, at a minimum, that the consumer commodity or package contains or bears a radio frequency identification tag, and that the tag can transmit unique identification information to an independent reader both before and after purchase; and**

**(2) Be in a conspicuous type-size and location and in print that contrasts with the background against which it appears.**