

Bodily Integrity Act

An act prohibiting forced implantation of identification and tracking devices in individuals

v.06

5/01/07

1	DEFINITIONS
2	"Entity" means an individual, corporation, business trust, estate, trust, partnership, limited liability corporation,
3	association, foundation, joint venture, government, government subdivision, agency or instrumentality, public
4	corporation or any other legal or commercial entity.
5	"Individual" means a unique, separate human being.
6	"Identification/Tracking Device or Mark" means any item, application, device, marking, or other technology
7	capable of storing or passively or actively transmitting an individual's identity, characteristics, status, group
8	membership, travel history, or location, or capable of storing or transmitting a number, symbol, signal, pattern, or
9	other identifier that could be linked with any such information.
10	"Track" means to locate, follow, monitor.
11	"Discriminate" means to make distinctions, have bias, prejudice, or partiality.
12	PROHIBITIONS
13	Requiring Human Identification/Tracking Device or Mark Prohibited
14	No entity shall require an individual to have an identification/tracking device or mark implanted or permanently or
15	semi-permanently incorporated into or on the body, skin, teeth, hair, or nails of that individual.
16	Consent
17	In no instance shall an identification/tracking device or mark be implanted or incorporated into or on the person of an
18	individual without that individual's informed written consent. Consent of a guardian, guardian ad litem, attorney-in-
19	fact, parent or other agent shall not be considered adequate consent.
20	The individual undergoing implantation or incorporation of an identification/tracking device or mark must be at least
21	eighteen years of age and of sound mind to grant consent.
22	Implanting Identification/Tracking Device or Mark in the Deceased Prohibited
23	In no instance shall an identification/tracking device or mark be implanted or incorporated into or on a human corpse.
24	Identification and Tracking Prohibited:
25	No entity may use an identification/tracking device or mark in or on the person of an individual to identify that
26	individual or as a means of, or aid to, tracking that individual, without the consent of the individual being identified
27	and/or tracked.
28	Discrimination Prohibited:
29	No entity shall use the absence of an identification/tracking device or mark as a basis for discriminating against an
30	individual for any purpose whatsoever, including, but not limited to, employment, housing, insurance, medical care,
31	voting, education, travel, and commerce.
32	Penalties
33	[To be determined by the legislature]

To learn more about RFID and human implants or to request expert testimony related to this bill, please see
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