

Committee Action:
Do Pass _____
Amend & Do Pass _____
Other _____

Assembly Committee on Judiciary

This measure may be considered for action during today's work session.

March 15, 2019

ASSEMBLY BILL 226

Prohibits any person from requiring another person to undergo implantation of a microchip or other permanent identification marker. (BDR 15-25)

Sponsored by: Assemblyman Daly
Date Heard: March 4, 2019
Fiscal Impact: Effect on Local Government: No.
Effect on the State: Yes.

This bill prohibits an officer or employee of this state or any political subdivision thereof or any other person from requiring another person to undergo the implantation of a microchip or other permanent identification marker of any kind or nature. This bill also provides that each day or part of a day during which a violation of such a provision is continued or repeated constitutes a separate offense.

Amendments: Assemblyman Daly proposed an amendment.

1. The amendment adds language that prohibits an officer or employee of this state or any political subdivision or any other person from establishing or participating in a voluntary program for the implantation of a microchip or other permanent identification marker of any kind or nature.
2. New language is added defining "microchip implant."

AB 226 Amendment proposed by Assemblyman Daly

Section 1. Chapter 200 of NRS is hereby amended by adding there to a new section to read as follows:

1. An officer or employee of this State or any political subdivision thereof or any other person shall not:

(a) Require another person to undergo the implantation of a microchip or other permanent identification marker of any kind or nature.

(b) Establish or participate in a voluntary program for the implantation of a microchip or other permanent identification marker of any kind or nature.

2. A person who violates the provisions of this section is guilty of a category C felony and shall be punished as provided in NRS 193.130.

3. For the purposes of this section “microchip implant” means a near field communication technology that allows wireless communication of electronic devices over short distances where the device is intended to act as an identification marker.

(a) The term does not include any non-transmitting device, implant or marking for medical or for self-expression purposes or;

(b) Any transmitting medical device or implant provided the transmitting medical device or implant is not used as an identification marker and records or sends only the information necessary to carry out the primary purpose of the transmitting medical device or implant.

This is not part of the amendment it is just information I copied from the internet.

an IC (integrated circuit) or an RFID (radio frequency identification)

near field communication: a technology that allows wireless communication of electronic devices over short distances