

H.B. 251

RADIO FREQUENCY IDENTIFICATION - RIGHT TO KNOW ACT

HOUSE FLOOR AMENDMENTS

AMENDMENT 6

FEBRUARY 23, 2004 11:35 AM

Representative **David L. Hogue** proposes the following amendments:

1. *Page 3, Lines 63 through 64*

House Committee Amendments

2-13-2004:

- 63 (6) "Radio frequency identification tag" means a device ~~[[that is able to transmit]]~~ **AND**
63a **COLLECT** ~~h~~
64 **information** ~~h~~ **ON A MICROCHIP** ~~h~~ ~~through radio waves.~~]] **:**
(a) made of a microchip; and
(b) that contains a unique number or identifier;
(i) related to an item or product; and
(ii) that can be read by or transmitted to an external device using radio waves.

2. *Page 5, Line 148 through Page 6, Line 156:*

- 148 (s) **in a consumer transaction,** sells any product **at retail** that:
149 (i) contains a radio frequency identification tag; and
150 (ii) does not contain a ~~[[label]]~~ **notice on the product or the product packaging using** **:**
(A) a logo if the supplier also provides notice;
(I) posted near the product and at the location where the consumer transaction is completed;
(II) informing a consumer of the meaning of the logo; and
(II) containing the information described in Subsection (2)(s)(ii)(B); or
(B) another type of identifier;
151 ~~[[(A)]]~~ **(I)** stating that ~~[[;]]~~
152 ~~[[(B)]]~~ the product contains a radio frequency identification tag ~~[[;]]~~ and **that**
153 ~~[[(H)]]~~ the radio frequency identification tag can transmit information to a reader both
154 before and after the purchase;
155 ~~[[(B)]]~~ **(II)** that is in a conspicuous type size and location; and
156 ~~[[(C)]]~~ **(III)** that is in print that contrasts with the background against which it appears.