

SENATE BILL 894

By Niceley

AN ACT to amend Tennessee Code Annotated, Title 39;  
Title 49 and Title 50, relative to radio frequency  
identification devices.

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

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, Part 3, is amended by adding the following as a new section:

(a) As used in this section, "RFID" means a radio frequency identification device.

(b) No elementary or secondary school operating in this state shall require any person, including students, personnel, volunteers, or visitors, to have an RFID attached to, or implanted into, the person in order to enter the school or the school's grounds.

SECTION 2. Tennessee Code Annotated, Title 49, Chapter 7, Part 1, is amended by adding the following as a new section:

(a) As used in this section, "RFID" means a radio frequency identification device.

(b) No postsecondary institution operating in this state shall require any person, including students, personnel, volunteers, or visitors, to have an RFID attached to, or implanted into, the person in order to enter the institution or the institution's grounds.

(c) No student organization operating under the sanction of the institution shall require any person to have an RFID attached to, or implanted into, the person in order to become a member of the organization.

SECTION 3. Tennessee Code Annotated, Title 50, Chapter 1, Part 3, is amended by adding the following as a new section:

(a) As used in this section:

(1) "Employee" means any individual for whom an employer must complete a Form I-9 pursuant to federal law and regulations;

(2) "Employer" means private employers and governmental entities; and

(3) "RFID" means a radio frequency identification device.

(b) No employer shall require any employee to have an RFID attached to, or implanted into, the person in order to work for the employer.

(c) No contractor shall require any subcontractor to have an RFID attached to, or implanted into, the subcontractor in order for the subcontractor to work for, or by contract with, the contractor.

SECTION 4. Tennessee Code Annotated, Title 39, Chapter 13, Part 6, is amended by adding the following language as a new section:

A person commits an offense who inserts a radio frequency identification device into any individual without the consent of the individual. A violation of this section is a Class A misdemeanor.

SECTION 5. This act shall take effect July 1, 2019, the public welfare requiring it, and shall apply to violations occurring on or after that date.