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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1864 Session of  
2017

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INTRODUCED BY RAPP, WARD, MILLARD, HARKINS, THOMAS, ROZZI,  
ZIMMERMAN, DRISCOLL, GILLEN, B. MILLER AND VAZQUEZ,  
OCTOBER 16, 2017

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REFERRED TO COMMITTEE ON JUDICIARY, OCTOBER 16, 2017

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AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, in assault, providing for the offense  
3 of unauthorized implantation of microchip.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Title 18 of the Pennsylvania Consolidated  
7 Statutes is amended by adding a section to read:

8 § 2719. Unauthorized implantation of microchip.

9 (a) Offense defined.--A person commits an offense if the  
10 person implants or causes to be implanted a microchip or other  
11 device containing radio frequency identification technology  
12 within another person's body without the prior written consent  
13 of the other person.

14 (b) Public officers.--

15 (1) No court, judge, executive officer, administrative  
16 agency or public employee of the Commonwealth or of any local  
17 governmental body shall have power to issue any order  
18 requiring a person to have a microchip or other device

1 containing radio frequency identification technology  
2 implanted within the person's body.

3 (2) No court, judge, executive officer, administrative  
4 agency or public employee of the Commonwealth or of any local  
5 governmental body shall withhold, reduce or suspend or  
6 threaten to withhold, reduce or suspend any benefits to which  
7 a person would otherwise be entitled on the ground that the  
8 person refuses to have a microchip or other device containing  
9 radio frequency identification technology implanted within  
10 the person's body.

11 (c) Grading.--An offense under this section or a violation  
12 of subsection (b) is a misdemeanor of the first degree.

13 (d) Definition.--As used in this section, the term "radio  
14 frequency identification technology" means a wireless  
15 identification system that uses an electromagnetic radio  
16 frequency signal to transmit data.

17 Section 2. This act shall take effect in 60 days.