

State of Arizona
House of Representatives
Forty-eighth Legislature
Second Regular Session
2008

HOUSE BILL 2168

AN ACT

AMENDING TITLE 15, CHAPTER 1, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 15-107; RELATING TO SCHOOL PUPILS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 15, chapter 1, article 1, Arizona Revised Statutes,
3 is amended by adding section 15-107, to read:

4 15-107. Biometric scans for school pupils; parental permission;
5 definition

6 A. A SCHOOL IN A SCHOOL DISTRICT OR A CHARTER SCHOOL SHALL NOT SUBMIT
7 PUPILS TO A BIOMETRIC SCAN UNLESS THE PUPIL'S PARENT OR GUARDIAN GIVES
8 PERMISSION TO SUBMIT THE PUPIL TO THE BIOMETRIC SCAN.

9 B. AT LEAST THIRTY DAYS BEFORE THE IMPLEMENTATION OF BIOMETRIC
10 SCANNING, EACH SCHOOL IN A SCHOOL DISTRICT OR CHARTER SCHOOL SHALL PROVIDE
11 WRITTEN NOTICE TO THE PARENTS AND GUARDIANS OF PUPILS OF THE INTENT TO
12 IMPLEMENT BIOMETRIC SCANNING. THE NOTICE SHALL INCLUDE A STATEMENT IN
13 EIGHTEEN POINT BOLD-FACED CAPITAL LETTERS THAT THE PARENT OR GUARDIAN MUST
14 GIVE PERMISSION TO SUBMIT THE PUPIL TO BIOMETRIC SCANNING.

15 C. FOR THE PURPOSES OF THIS SECTION, "BIOMETRIC SCAN" MEANS THE
16 NONINVASIVE ELECTRONIC MEASUREMENT AND EVALUATION OF ANY PHYSICAL
17 CHARACTERISTICS THAT ARE ATTRIBUTABLE TO A SINGLE PERSON, INCLUDING
18 FINGERPRINT CHARACTERISTICS, EYE CHARACTERISTICS, HAND CHARACTERISTICS, VOCAL
19 CHARACTERISTICS, FACIAL CHARACTERISTICS AND ANY OTHER PHYSICAL
20 CHARACTERISTICS USED FOR THE PURPOSE OF ELECTRONICALLY IDENTIFYING THAT
21 PERSON WITH A HIGH DEGREE OF CERTAINTY.