



Rep. Natalie A. Manley

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10300HB2154ham001

LRB103 25136 AWJ 57457 a

1 AMENDMENT TO HOUSE BILL 2154

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2154 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Counties Code is amended by adding Section  
5 5-12022 as follows:

6 (55 ILCS 5/5-12022 new)

7 Sec. 5-12022. Battery-charged fences.

8 (a) As used in this Section, "battery-charged fence" means  
9 a fence energized by a battery that is not more than 12 volts  
10 of direct current that interfaces with an alarm system in a  
11 manner that enables the fence to cause the connected alarm  
12 system to transmit a signal intended to notify law enforcement  
13 of a potential intrusion.

14 (b) Notwithstanding any other law, a county may not  
15 require a permit or other approval for the installation,  
16 maintenance, placement, replacement, or servicing of a

1 battery-charged fence if (i) the battery-charged fence is  
2 located on nonresidential property completely surrounded by a  
3 nonelectric perimeter fence or wall that is not less than 5  
4 feet in height and does not exceed 10 feet in height or 2 feet  
5 higher than the nonelectric perimeter fence or wall, whichever  
6 is higher, and (ii) any electrical charge produced on contact  
7 does not exceed energizer characteristics set for electric  
8 fences by the International Electrotechnical Commission.

9 (c) Any battery-charged fence installed under this Section  
10 must have conspicuous signs located on the fence placed not  
11 less than 30 feet apart that read: "WARNING: ELECTRIC FENCE".

12 (d) A home rule county may not regulate battery-charged  
13 fencing in a manner inconsistent with this Section. This  
14 Section is a limitation under subsection (i) of Section 6 of  
15 Article VII of the Illinois Constitution on the concurrent  
16 exercise by home rule units of powers and functions exercised  
17 by the State.

18 Section 10. The Township Code is amended by adding Section  
19 110-80 as follows:

20 (60 ILCS 1/110-80 new)

21 Sec. 110-80. Battery-charged fences.

22 (a) As used in this Section, "battery-charged fence" means  
23 a fence energized by a battery that is not more than 12 volts  
24 of direct current that interfaces with an alarm system in a

1 manner that enables the fence to cause the connected alarm  
2 system to transmit a signal intended to notify law enforcement  
3 of a potential intrusion.

4 (b) Notwithstanding any other law, a township may not  
5 require a permit or other approval for the installation,  
6 maintenance, placement, replacement, or servicing of a  
7 battery-charged fence if (i) the battery-charged fence is  
8 located on nonresidential property completely surrounded by a  
9 nonelectric perimeter fence or wall that is not less than 5  
10 feet in height and does not exceed 10 feet in height or 2 feet  
11 higher than the nonelectric perimeter fence or wall, whichever  
12 is higher, and (ii) any electrical charge produced on contact  
13 does not exceed energizer characteristics set for electric  
14 fences by the International Electrotechnical Commission.

15 (c) Any battery-charged fence installed under this Section  
16 must have conspicuous signs located on the fence placed not  
17 less than 30 feet apart that read: "WARNING: ELECTRIC FENCE".

18 Section 15. The Illinois Municipal Code is amended by  
19 adding Section 11-13-28 as follows:

20 (65 ILCS 5/11-13-28 new)

21 Sec. 11-13-28. Battery-charged fences.

22 (a) As used in this Section, "battery-charged fence" means  
23 a fence energized by a battery that is not more than 12 volts  
24 of direct current that interfaces with an alarm system in a

1 manner that enables the fence to cause the connected alarm  
2 system to transmit a signal intended to notify law enforcement  
3 of a potential intrusion.

4 (b) Notwithstanding any other law, a municipality may not  
5 require a permit or other approval for the installation,  
6 maintenance, placement, replacement, or servicing of a  
7 battery-charged fence if (i) the battery-charged fence is  
8 located on nonresidential property completely surrounded by a  
9 nonelectric perimeter fence or wall that is not less than 5  
10 feet in height and does not exceed 10 feet in height or 2 feet  
11 higher than the nonelectric perimeter fence or wall, whichever  
12 is higher, and (ii) any electrical charge produced on contact  
13 does not exceed energizer characteristics set for electric  
14 fences by the International Electrotechnical Commission.

15 (c) Any battery-charged fence installed under this Section  
16 must have conspicuous signs located on the fence placed not  
17 less than 30 feet apart that read: "WARNING: ELECTRIC FENCE".

18 (d) A home rule municipality may not regulate  
19 battery-charged fencing in a manner inconsistent with this  
20 Section. This Section is a limitation under subsection (i) of  
21 Section 6 of Article VII of the Illinois Constitution on the  
22 concurrent exercise by home rule units of powers and functions  
23 exercised by the State."