

## 103RD GENERAL ASSEMBLY State of Illinois 2023 and 2024 HB3267

Introduced 2/17/2023, by Rep. Natalie A. Manley

## SYNOPSIS AS INTRODUCED:

New Act

Creates the Battery-Charged Fence Alarm Act. Provides that a municipality or county may not: (1) require a permit or fee for the installation or use of a battery-charged fence alarm that is in addition to an alarm system permit issued by the municipality or county; (2) impose installation or operational requirements for the battery-charged fence that are inconsistent with the Act; or (3) prohibit the installation or use of a battery-charged fence alarm. Defines terms. Limits home rule powers.

LRB103 30393 AWJ 56823 b

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1 AN ACT concerning local government.

## Be it enacted by the People of the State of Illinois, represented in the General Assembly:

- Section 1. Short title. This Act may be cited as the Battery-Charged Fence Alarm Act.
- 6 Section 5. Definitions. As used in this Act:
- 7 "Alarm system" has the meaning given to that term in 8 Section 5-10 of the Private Detective, Private Alarm, Private 9 Security, Fingerprint Vendor, and Locksmith Act of 2004.
  - "Battery-charged fence alarm" means an alarm system and ancillary components or equipment attached to such a system, including, but not limited to, a fence that is connected to battery-operated energizer which is intended to periodically deliver voltage impulses to the fence and battery charging device used exclusively to charge the battery.
- Section 10. Regulation of battery-charged fence alarms.

  Notwithstanding any other provision of law, a municipality or

  county may not:
- 19 (1) require a permit or fee for the installation or
  20 use of a battery-charged fence alarm that is in addition
  21 to an alarm system permit issued by the municipality or
  22 county;

1	(2) impose installation of operational requirements
2	for a battery-charged fence alarm other than the following
3	requirements:
4	(A) interfaces with a monitored alarm device in a
5	manner that enables the alarm system to transmit a
6	signal intended to summon a business or law
7	enforcement agency in response to an intrusion or
8	burglary;
9	(B) is located on property that is not designated
10	by a municipality or county exclusively for
11	residential use;
12	(C) has an energizer that is driven by a
13	commercial storage battery that is not more than 12
14	volts of direct current;
15	(D) produces an electric charge on contact that
16	does not exceed energizer characteristics set for
17	electric fence energizers by the International
18	Electrotechnical Commission Standard 60335.2.76,
19	current edition;
20	(E) is completely surrounded by a nonelectric
21	perimeter fence or wall that is not less than 5 feet in
22	height;
23	(F) is not more than the higher of:
24	(i) 10 feet in height, or
25	(ii) 2 feet higher than the height of the
26	nonelectric perimeter fence or wall; and

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are located on the battery-charged fence at not mor than 40-foot intervals and that reads "WARNING-ELECTRIC FENCE"; or	1	(G)	is marked	with conspicu	ous warı	ning sig	ns that
	2	are loc	ated on the	battery-char	ged fen	ice at no	ot more
4 "WARNING-ELECTRIC FENCE"; or	3	than	40-foot	intervals	and	that	reads:
	4	"WARNIN	G-ELECTRIC E	FENCE"; or			

5 (3) prohibit the installation or use of a battery-charged fence alarm.

Section 15. Home rule. A home rule unit may not regulate battery-charged fence alarms in a manner inconsistent with this Act. This Act is a limitation under subsection (i) of Section 6 of Article VII of the Illinois Constitution on the concurrent exercise by home rule units of powers and functions exercised by the State.