



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB4701

Introduced 2/18/2020, by Rep. Kathleen Willis

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. Defines terms. Limits home rule powers.

LRB101 15102 AWJ 64221 b

HOME RULE NOTE
ACT MAY APPLY

A BILL FOR

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the
5 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.

10 "Battery-charged fence alarm" means a new or existing alarm
11 system and ancillary components or equipment attached to such a
12 system including but not limited to a fence, an energizer
13 powered by a commercial storage battery not exceeding 12 volts
14 which produces a short electric pulsed charge upon contact with
15 the fence and battery charging device used exclusively to
16 charge the battery.

17 Section 10. Regulation of battery-charged fence alarms.
18 Notwithstanding any other provision of law, a municipality or
19 county may not:

20 (1) require a permit or fee for the installation or use
21 of a battery-charged fence alarm that is in addition to an
22 alarm system permit issued by the municipality or county;

1 (2) imposes installation or 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 the business or law
7 enforcement in response to an intrusion or burglary;

8 (B) is located on property that is not designated
9 by a municipality or county exclusively for
10 residential use;

11 (C) has an energizer that is driven by a commercial
12 storage battery that is not more than 12 volts of
13 direct current;

14 (D) produces an electric charge on contact that
15 does not exceed energizer characteristics set for
16 electric fence energizers by the International
17 Electrotechnical Commission Standard 60335.2.76,
18 Current Edition;

19 (E) is completely surrounded by a non-electric
20 perimeter fence or wall that is not less than 5 feet in
21 height;

22 (F) is not more than the higher of:

23 (A) ten feet in height, or

24 (B) two feet higher than the height of the
25 non-electric perimeter fence or wall; and

26 (G) is marked with conspicuous warning signs that

1 are located on the battery-charged fence at not more
2 than 40-foot intervals and that reads:
3 "WARNING-ELECTRIC FENCE"; or
4 (3) prohibit the installation or use of a
5 battery-charged fence alarm.

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