

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 an alarm system and  
11 ancillary components or equipment attached to such a system,  
12 including, but not limited to, a fence that is connected to  
13 battery-operated energizer which is intended to periodically  
14 deliver voltage impulses to the fence and battery charging  
15 device used exclusively to charge the battery.

16 Section 10. Regulation of battery-charged fence alarms.  
17 Notwithstanding any other provision of law, a municipality or  
18 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 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 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 non-electric  
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) ten feet in height, or

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

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

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