

# SENATE AMENDMENT NO. \_\_\_\_\_

Offered by \_\_\_\_\_ of \_\_\_\_\_

Amend SCS/Senate Bill No. 5, Page 1, Section title, Lines 2-3,

2 by striking "certain infrastructure improvement districts"  
 3 and inserting in lieu thereof the following: "political  
 4 subdivisions"; and further amend said bill and page, section  
 5 A, line 3, by inserting after all of said line the following:

6 "67.301. 1. Notwithstanding any other provision of  
 7 law to the contrary, no city, county, town, village, or  
 8 political subdivision shall adopt or enforce any ordinance,  
 9 order, or regulation that:

10 (1) Requires a permit for the installation or use of a  
 11 battery-charged fence in addition to an alarm system permit  
 12 issued by such city, county, town, village, or political  
 13 subdivision;

14 (2) Imposes installation or operational requirements  
 15 for the battery-charged fence that do not comply with either:

16 (a) The standards set by the International  
 17 Electrotechnical Commission, as published June 29, 2018; or

18 (b) The requirements of the definition of a "battery-  
 19 charged fence" under subsection 2 of this section; or

20 (3) Prohibits the installation or use of a battery-  
 21 charged fence.

22 2. As used in this section, the following terms mean:

23 (1) "Alarm system", an alarm system for which a permit  
 24 may be issued by a political subdivision;

25 (2) "Battery-charged fence", a fence that:

26 (a) Interfaces with an alarm system in a manner that  
27 enables the fence to cause the connected alarm system to  
28 transmit a signal intended to summon law enforcement in  
29 response to a burglary;

30 (b) Is located on property that is not designated by a  
31 city, county, town, village, or political subdivision for  
32 residential use;

33 (c) Has an energizer that is powered by a commercial  
34 storage battery that is no more than twelve volts of direct  
35 current and that periodically delivers voltage impulses to  
36 the fence;

37 (d) Produces an electric charge that does not exceed  
38 energizer characteristics set for electric fence energizers  
39 by the International Electrotechnical Commission, as  
40 published in the Commission's standard on June 29, 2018;

41 (e) Is completely surrounded by a nonelectric  
42 perimeter fence or wall that is no less than five feet in  
43 height;

44 (f) Is no more than ten feet in height or, if part of  
45 a nonelectric fence or wall, no more than two feet higher  
46 than the nonelectric fence or wall, whichever is higher; and

47 (g) Is marked with conspicuous warning signs that are  
48 located on the battery-charged fence at intervals no more  
49 than sixty feet apart and that read "WARNING: ELECTRIC  
50 FENCE".

51 3. Upon installation of a battery-charged fence, an  
52 installer shall deliver written notice to the chief  
53 administrator of the city, county, town, village, or  
54 political subdivision that:

55 (1) States that the battery-charged fence was  
56 installed;

57 (2) States the street address of the battery-charged  
58 fence; and

59           (3) Includes a certification that the battery-charged  
60 fence satisfies the definition of a "battery-charged fence"  
61 under subsection 2 of this section and the standards for  
62 electric fence energizers set by the International  
63 Electrotechnical Commission, as published in the  
64 Commission's standard on June 29, 2018."; and  
65           Further amend the title and enacting clause accordingly.