

FIRST REGULAR SESSION

HOUSE BILL NO. 1336

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE RIGGS.

2702H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 67, RSMo, by adding thereto one new section relating to permit requirements of political subdivisions for certain structures.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 67, RSMo, is amended by adding thereto one new section, to be known as section 67.301, to read as follows:

67.301. 1. Notwithstanding any provision to the contrary, no city, county, town, village, or political subdivision shall adopt or enforce any ordinance, order, or regulation that:

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

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

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

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

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

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

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

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

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 **(a) Interfaces with an alarm system in a manner that enables the fence to cause the**
19 **connected alarm system to transmit a signal intended to summon law enforcement in**
20 **response to a burglary;**

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

23 **(c) Has an energizer that is powered by a commercial storage battery that is no**
24 **more than twelve volts of direct current and that periodically delivers voltage impulses to**
25 **the fence;**

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

29 **(e) Is completely surrounded by a nonelectric perimeter fence or wall that is no less**
30 **than five feet in height;**

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

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

36 **3. Upon installation of a battery-charged fence, an installer shall deliver written**
37 **notice to the chief administrator of the city, county, town, village, or political subdivision**
38 **that:**

39 **(1) States that the battery-charged fence was installed;**

40 **(2) States the street address of the battery-charged fence; and**

41 **(3) Includes a certification that the battery-charged fence satisfies the definition of**
42 **a "battery-charged fence" under subsection 2 of this section and the standards for electric**
43 **fence energizers set by the International Electrotechnical Commission, as published in the**
44 **Commission's standard on June 29, 2018.**

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