

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 607

AMENDMENT NO. A12
(to be filled in by
Principal Clerk)

S607-ABR-100 [v.3]

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Amends Title [NO]
Fourth Edition

Date _____, 2024

Representative McNeely

1 moves to amend the bill on page 31, lines 30–31, by inserting between those lines:

2
3 **"CLARIFY PROHIBITION ON COUNTIES AND CITIES ENACTING AND**
4 **ENFORCING CERTAIN ORDINANCES, RULES, AND REGULATIONS RELATED**
5 **TO BATTERY-CHARGED SECURITY FENCES**

6 **SECTION 22.5.(a)** G.S. 153A-134.1 reads as rewritten:

7 **"§ 153A-134.1. Regulation of battery-charged security fences.**

8 (a) No county may adopt an ordinance, rule, or regulation or enforce an existing
9 ordinance, rule, or regulation that does any of the following:

- 10 (1) Requires any type of permit, fee, review, or approval for the installation or use
- 11 of a battery-charged security fence in addition to a permit that may be required
- 12 by an ordinance adopted by the governing board as authorized by
- 13 G.S. 74D-11(c).
- 14 (2) Imposes installation or operational requirements for battery-charged security
- 15 fences that are inconsistent with the requirements and standards described in
- 16 subsection (b) of this section.
- 17 (3) Prohibits the installation or use of a battery-charged security fence on property
- 18 that has been zoned exclusively for nonresidential use.

19 (b) For purposes of this section, the term "battery-charged security fence" means an alarm
20 system and ancillary components, or equipment attached to that system, including a fence, a
21 battery-operated energizer that is intended to periodically deliver voltage impulses to the fence,
22 and a battery charging device used exclusively to charge the battery. A battery-charged security
23 fence shall meet the following requirements:

- 24 (1) Interfaces with a monitored alarm device enabling the alarm system to
- 25 transmit a signal intended to summon the business or law enforcement in
- 26 response to an intrusion or burglary.
- 27 (2) Is located on property that is not designated by a county or city exclusively
- 28 for residential use.
- 29 (3) Has an energizer that is powered by a commercial storage battery that is not
- 30 more than 12 volts of direct current.



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- 1 (4) Has an energizer that meets the standards established by the most current
- 2 version of the International Electrotechnical Commission Standard
- 3 60335-2-76.
- 4 (5) Is surrounded by a non-electric perimeter fence or wall that is not less than 5
- 5 feet in height.
- 6 (6) ~~Does not exceed~~Is 10 feet in height or 2 feet higher than the non-electric
- 7 perimeter fence or wall, whichever is higher.
- 8 (7) Is marked with conspicuous warning signs that are located on the
- 9 battery-charged security fence at not more than 30-foot intervals and read:
- 10 "WARNING-ELECTRIC FENCE".

SECTION 22.5.(b) G.S. 160A-194.1 reads as rewritten:

"§ 160A-194.1. Regulation of battery-charged security fences.

11 (a) No city may adopt an ordinance, rule, or regulation or enforce an existing ordinance,
12 rule, or regulation that does any of the following:

- 13 (1) Requires any type of permit, fee, review, or approval for the installation or use
- 14 of a battery-charged security fence in addition to a permit that may be required
- 15 by an ordinance adopted by the governing board as authorized by
- 16 G.S. 74D-11(c).
- 17 (2) Imposes installation or operational requirements for battery-charged security
- 18 fences that are inconsistent with the requirements and standards described in
- 19 subsection (b) of this section.
- 20 (3) Prohibits the installation or use of a battery-charged security fence on property
- 21 that has been zoned exclusively for nonresidential use.

22 (b) For purposes of this section, the term "battery-charged security fence" means an alarm
23 system and ancillary components, or equipment attached to that system, including a fence, a
24 battery-operated energizer that is intended to periodically deliver voltage impulses to the fence,
25 and a battery charging device used exclusively to charge the battery. A battery-charged security
26 fence shall meet the following requirements:

- 27 (1) Interfaces with a monitored alarm device enabling the alarm system to
- 28 transmit a signal intended to summon the business or law enforcement in
- 29 response to an intrusion or burglary.
- 30 (2) Is located on property that is not designated by a county or city exclusively
- 31 for residential use.
- 32 (3) Has an energizer that is powered by a commercial storage battery that is not
- 33 more than 12 volts of direct current.
- 34 (4) Has an energizer that meets the standards established by the most current
- 35 version of the International Electrotechnical Commission Standard
- 36 60335-2-76.
- 37 (5) Is surrounded by a non-electric perimeter fence or wall that is not less than 5
- 38 feet in height.
- 39 (6) ~~Does not exceed~~Is 10 feet in height or 2 feet higher than the non-electric
- 40 perimeter fence or wall, whichever is higher.
- 41
- 42

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- 1 (7) Is marked with conspicuous warning signs that are located on the
2 battery-charged security fence at not more than 30-foot intervals and read:
3 "WARNING-ELECTRIC FENCE".
4 **SECTION 22.5.(c)** This section is effective when it becomes law and applies to the
5 ordinances adopted before the effective date and to ordinances adopted on or after the effective
6 date."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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House Principal Clerk's Office**