

HOUSE BILL No. 2603

By Committee on Commerce, Labor and Economic Development

Requested by Representative Sutton

1-29

1 AN ACT prohibiting regulation of battery-charged security fences by
2 municipalities.

4 *Be it enacted by the Legislature of the State of Kansas:*

5 Section 1. For purposes of sections 1 through 2, and amendments
6 thereto:

7 (a) "Battery-charged security fence" means an assembly of integrated
8 battery-powered equipment and ancillary security features, including, but
9 not limited to, a monitored alarm device and energizer that periodically
10 delivers pulses to the integrated security fence and a battery charging
11 device used exclusively to charge the security system's battery and that:

12 (1) Integrates with a monitored alarm device in a manner that enables
13 the security system to transmit a signal in response to an intrusion or
14 burglary that alerts any business protected by the security system and a
15 monitoring station operator with the capability of immediately alerting
16 local law enforcement with jurisdiction over the location of the security
17 system;

18 (2) is located on property that is not designated by a municipality
19 exclusively for residential use;

20 (3) is energized by an energizer that:

21 (A) Is powered by a commercial storage battery that does not exceed
22 12 volts of direct current; and

23 (B) meets the standards set forth by the international electrotechnical
24 commission standard 60335-2-76 as in effect on July 1, 2026;

25 (4) is installed behind a nonelectric perimeter fence, wall or other
26 barrier that is at least five feet in height;

27 (5) is 10 feet in height or two feet higher than the nonelectric
28 perimeter fence, wall or other barrier, whichever is greater; and

29 (6) is marked with conspicuous warning signs that are located at not
30 less than 30-foot intervals that read: "Warning-Electric Fence."

31 (b) "Municipality" means any county, township, city, district of
32 whatever name or nature or any other political subdivision of this state,
33 including any board, bureau, commission, committee or other agency,
34 having power to regulate the use of private property or the installation or
35 operation of electric or nonelectric security fencing or alarm systems on

1 private property. "Municipality" does not include a homeowners or similar
2 private, nongovernmental association.

3 Sec. 2. (a) A municipality shall not adopt or enforce any ordinance,
4 resolution, code, standard or regulation, or portion thereof, that:

5 (1) Requires a permit or fee for the installation or use of a battery-
6 charged security fence that is in addition to any permit or fee required by
7 the municipality for an alarm system;

8 (2) imposes installation or operational requirements for a battery-
9 charged security fence that are inconsistent or conflict with or that are
10 additional to the requirements defining such a system set forth in section 1,
11 and amendments thereto; or

12 (3) prohibits or imposes conditions upon the installation, operation,
13 placement, servicing or maintenance of a battery-charged security fence.

14 (b) Nothing in this section shall be construed to prohibit regulation by
15 a municipality of any security alarm system that does not meet the
16 definition of a battery-charged security fence pursuant to section 1, and
17 amendments thereto.

18 Sec. 3. This act shall take effect and be in force from and after its
19 publication in the statute book.