

1 HB83
2 126069-1
3 By Representative Wren
4 RFD: Boards, Agencies and Commissions
5 First Read: 01-MAR-11

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8 SYNOPSIS: Under existing law, a person or business
9 entity that installs or provides for the sale of
10 camera systems including digital video recorders
11 must be licensed by the Alabama Electronic Security
12 Board of Licensure.

13 This bill would exempt such person or
14 business entity from licensure by the board if the
15 equipment does not trigger an alarm to the police
16 department or alarm monitoring company.

17
18 A BILL
19 TO BE ENTITLED
20 AN ACT
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22 To amend Section 34-1A-6 of the Code of Alabama
23 1975, relating to exceptions to licensure by the Alabama
24 Electronic Security Board of Licensure; to exempt a person or
25 business entity that installs or provides for the sale of
26 camera systems including digital video recorders that do not

1 trigger an alarm to the police department or alarm monitoring
2 company.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

4 Section 1. Section 34-1A-6 of the Code of Alabama
5 1975, is amended to read as follows:

6 "§34-1A-6.

7 "The licensing and regulatory provision of this
8 chapter shall not apply to any of the following persons,
9 entities, or activities:

10 "(1) A person or business entity which only sells
11 alarm systems at the premises of a customer, but does not
12 enter the premises of the customer or install, service,
13 monitor, or respond to the alarm system at the premises of the
14 customer.

15 "(2) The installation, servicing, monitoring, or
16 responding to an alarm device which is installed in a motor
17 vehicle, aircraft, or boat.

18 "(3) The installation of an alarm system on property
19 owned by or leased to the installer.

20 "(4) A person or business entity who owns, installs,
21 or monitors alarm systems, on his or her own property or, if
22 he or she does not charge for the system or its installation,
23 installs it for the protection of his or her personal property
24 located on the property of another, and does not install or
25 monitor the system as a normal business practice on the
26 property of another.

1 "(5) A person or business entity whose sale of an
2 alarm system is exclusively over-the-counter or by mail order.

3 "(6) A person or business entity in the business of
4 building construction that installs electrical wiring and
5 devices that may include in part the installation of an alarm
6 system if both of the following apply:

7 "a. The person or business entity is a party to a
8 contract that provides that the installation shall be
9 performed under the direct supervision of, inspected, and
10 certified by a person or business entity licensed to install
11 an alarm system and that the licensee assumes full
12 responsibility for the installation and service of the alarm
13 system.

14 "b. The person or business entity does not service,
15 monitor, or maintain the alarm system.

16 "(7) The response to an alarm system by a law
17 enforcement agency or by a law enforcement officer acting in
18 an official capacity.

19 "(8) A business that engages in the installation or
20 operation of telecommunications facilities or equipment which
21 are used for the transport of any signal, data, or information
22 outside the continuous premises on which any alarm system is
23 installed or maintained.

24 "(9) Any business entity, business owner, or person,
25 or the agent or employee of such business entity, business
26 owner, or person engaging in the routine visual inspection or
27 manufacturer's or installer's recommended testing of an alarm

1 system subject to this chapter owned by the business entity,
2 business owner, or person and installed on property under the
3 control of the business entity, business owner, or person.

4 "(10) Any business entity, or person, or those
5 engaged in property management, or agent or subcontractors or
6 employees thereof, who, in the normal course of business,
7 engage in the routine inspection, service, or replacement of
8 such alarm systems, fire alarm or fire/smoke detection
9 systems, fire communication systems, or security devices
10 subject to this chapter, on or in property owned or under the
11 control of such business entity, or person, or property
12 manager.

13 "(11) Consulting engineers who design, develop,
14 modify, or offer other services within the scope of their
15 profession regarding alarm systems.

16 "(12) A licensed general contractor and the
17 employees of the contractor whose activities are limited to
18 the projects that qualify for a license by the State Licensing
19 Board for General Contractors.

20 "(13) A licensed electrician, master electrician,
21 and electrical contractor who is licensed by the city, county,
22 or state and their employees whose activities are limited to
23 the projects of the licensed electrician, master electrician,
24 and electrical contractor.

25 "(14) A licensed homebuilder and the employees of
26 the homebuilder whose activities are limited to the projects
27 of the licensed homebuilder.

1 "(15) A person or business entity that installs or
2 provides for the sale of camera systems including digital
3 video recorders that do not trigger an alarm to the police
4 department or alarm monitoring company."

5 Section 2. This act shall become effective on the
6 first day of the third month following its passage and
7 approval by the Governor, or its otherwise becoming law.