

Senate Bill 182

By: Senators Robertson of the 29th, Albers of the 56th, Payne of the 54th, Harper of the 7th and Anderson of the 24th

AS PASSED SENATE

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to
2 general provisions applicable to counties and municipal corporations, so as to define the term
3 "fence detection system"; to limit the ability of counties, consolidated governments, and
4 municipalities to regulate or prohibit such systems; to provide for related matters; to repeal
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general
9 provisions applicable to counties and municipal corporations, is amended by adding a new
10 Code section to read as follows:

11 "36-60-12.1.

12 (a) As used in this Code section, the term 'fence detection system' means a new or existing
13 alarm system or electronic security system that interfaces with a monitored alarm device
14 in a manner that enables the alarm system or electronic security system to transmit a signal
15 intended to summon law enforcement or the property owner in response to an intrusion or
16 burglary and has ancillary components or equipment attached to such system that include:

- 17 (1) A fence that is:
18 (A) Located on nonresidentially zoned property;
19 (B)(i) No more than ten feet in height; or
20 (ii) Two feet higher than a nonelectric perimeter fence or wall,
21 whichever is taller; and
22 (C) Surrounded by a nonelectric perimeter fence or wall that is at least five feet in
23 height upon which are placed conspicuous warning signs that are in no more than 30
24 foot intervals that read: 'WARNING- ELECTRIC FENCE';
25 (2) An energizer powered by a commercial storage battery not exceeding 12 volts that
26 produces a short electric pulsed charge upon contact with the fence and that does not
27 exceed energizer characteristics set for electric fence energizers by the International
28 Electrotechnical Commission Standard 60335-2-76:2018; and
29 (3) A battery charging device used exclusively to charge the battery.
30 (b) Each county, consolidated government, and municipal corporation shall:
31 (1) Treat fence detection systems in all zoning and permitting matters exclusively as
32 alarm systems as such term is defined in paragraph (.1) of Code Section 43-14-2; and
33 (2) Not, by ordinance or other regulation, prohibit the installation or use of fence
34 detection systems that are consistent with requirements and standards described in
35 subsection (a) of this Code section."

36

SECTION 2.

37 All laws and parts of laws in conflict with this Act are repealed.