

SENATE
STATE OF MINNESOTA
NINETY-THIRD SESSION

S.F. No. 4718

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DATE
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OFFICIAL STATUS
Introduction and first reading
Referred to State and Local Government and Veterans

- 1.1 A bill for an act
- 1.2 relating to local government; providing for regulation of battery-charged security
- 1.3 fences; proposing coding for new law in Minnesota Statutes, chapter 471.
- 1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 1.5 Section 1. **[471.9999] BATTERY-CHARGED SECURITY FENCES.**
- 1.6 Subdivision 1. Definitions. (a) For the purposes of this section, the following terms have
- 1.7 the meanings given.
- 1.8 (b) "Alarm system" means a new or existing system designed to provide security for a
- 1.9 property and which may require a permit to be issued by a municipality.
- 1.10 (c) "Battery-charged security fence" or "fence" means an alarm system and ancillary
- 1.11 components, or equipment attached to such a system, including but not limited to a fence,
- 1.12 an energizer, cameras, and a battery charging device used exclusively to charge the battery
- 1.13 for the system. Battery-charged security fence does not mean an electric partition fence
- 1.14 built and maintained under section 344.03 or any other electric fence used for agricultural
- 1.15 purposes as defined in section 273.13, subdivision 23, paragraph (e).
- 1.16 (d) "Municipality" means a town, city, county, school district, or other municipal
- 1.17 corporation or political subdivision of the state.
- 1.18 Subd. 2. Battery-charged security fence requirements. A battery-charged security
- 1.19 fence must meet all of the following criteria:
- 1.20 (1) the fence must interface with a monitored alarm device in a manner that enables the
- 1.21 alarm system to transmit a signal intended to summon the property owner, law enforcement,
- 1.22 or both, in response to an intrusion or burglary;

2.1 (2) the fence is located on property that is not zoned by a municipality exclusively for
2.2 residential use;

2.3 (3) the fence has an energizer that is powered by a commercial storage battery that is
2.4 not more than 12 volts of direct current;

2.5 (4) the fence has an energizer that meets the standards set forth by the most current
2.6 version of International Electrotechnical Commission Standard 60335-2-76;

2.7 (5) the fence is behind and interior to a nonelectric fence or wall that is at least five feet
2.8 in height;

2.9 (6) the fence is the higher of ten feet high or two feet higher than the nonelectric fence
2.10 or wall in clause (5); and

2.11 (7) the fence is marked with conspicuous warning signs that read "WARNING -
2.12 ELECTRIC FENCE" and the signs are located on the battery-charged security fence at no
2.13 more than 30-foot intervals.

2.14 Subd. 3. **Limitations on municipal regulation.** Notwithstanding any statute, law, or
2.15 rule to the contrary, a municipality may not adopt or enforce an ordinance, order, or regulation
2.16 that:

2.17 (1) requires an additional permit or fee for a battery-charged security fence, or requires
2.18 a permit or fee for the installation or use of a battery-charged security fence that is in addition
2.19 to an alarm system permit issued by the municipality;

2.20 (2) imposes installation or operational requirements for a battery-charged security fence
2.21 that are inconsistent with the requirements and standards in subdivision 2; or

2.22 (3) prohibits the installation or use of a battery-charged security fence that meets the
2.23 requirements of subdivision 2.

2.24 **EFFECTIVE DATE.** This section is effective the day following final enactment.