

1 SB147  
2 157048-3  
3 By Senator Holley  
4 RFD: Governmental Affairs  
5 First Read: 14-JAN-14

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4 ENGROSSED

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7 A BILL  
8 TO BE ENTITLED  
9 AN ACT

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11 To amend Section 34-1A-1 of the Code of Alabama  
12 1975, as last amended by Act 2013-221 of the 2013 Regular  
13 Session, and to add Section 34-1A-11 to the Code of Alabama  
14 1975, relating to the Electronic Security Board of Licensure;  
15 to require an alarm monitoring company to make certain  
16 reasonable attempts to verify that an alarm signal is valid  
17 and to provide for implementation and enforcement by the  
18 board; and to exempt certain persons from the definition of  
19 locksmith under certain conditions.

20 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

21 Section 1. Section 34-1A-1 of the Code of Alabama  
22 1975, as last amended by Act 2013-221 of the 2013 Regular  
23 Session, is further amended to read as follows:

24 "§34-1A-1.

25 "For the purpose of this chapter, the following  
26 terms shall have the following meanings unless the context  
27 clearly indicates otherwise:

1           "(1) ALARM MONITORING COMPANY. Any person, company,  
2           corporation, partnership, or business, or a representative or  
3           agency thereof, authorized to provide alarm monitoring  
4           services for alarm systems or other similar electronic  
5           security systems whether the systems are maintained on  
6           commercial business property, public property, or individual  
7           residential property.

8           "~~(1)~~(2) ALARM SYSTEM. Burglar alarms, security  
9           cameras, or other electrical or electronic device used to  
10          prevent or detect burglary, theft, shoplifting, pilferage, and  
11          other similar losses. The term does not include any fire  
12          detection, fire alarm, or fire communication system.

13          "~~(2)~~(3) ALARM SYSTEM INSTALLER. A person or business  
14          entity that offers to undertake, represents itself as being  
15          able to undertake, or does undertake the installation,  
16          service, or monitoring, of alarm systems for the public for  
17          any type of compensation.

18          "(4) ALARM VERIFICATION. A reasonable attempt by an  
19          alarm monitoring company to contact the alarm site or alarm  
20          user by telephone or other electronic means to determine  
21          whether an alarm signal is valid prior to requesting law  
22          enforcement to be dispatched to the location and, if the  
23          initial attempted contact is not made, a second reasonable  
24          attempt to make a contact utilizing a different telephone  
25          number or electronic address or number.

26          "~~(3)~~(5) BURGLAR ALARM. An assembly of equipment and  
27          devices, or a single device such as a solid-state unit which

1 plugs directly into an AC line, designed to detect an  
2 unauthorized intrusion or an attempted robbery at a protected  
3 premises or signal public police or private guards to respond,  
4 or both.

5 "~~(5)~~(6) CLOSED CIRCUIT TELEVISION SYSTEM (CCTV). A  
6 combination of electronic equipment and devices designed and  
7 arranged for the viewing, monitoring, or recording of video  
8 signals transmitted from transmitters, such as cameras, to  
9 receivers, such as monitors, digital video recorders, and  
10 network video recorders (NVR) through a closed cable or other  
11 video signal transmission method.

12 "~~(6)~~(7) ELECTRONIC ACCESS CONTROL SYSTEM. A system  
13 that is powered by the building's primary power source and is  
14 used as a process to grant or deny an individual access to a  
15 specific area or object based upon his or her possession of an  
16 item, a code, or physical characteristic.

17 "~~(7)~~(8) INSTALLATION. The initial placement of  
18 equipment or the extension, modification, or alteration of  
19 equipment after initial placement.

20 "~~(8)~~(9) LOCKSMITH. A person or business entity that  
21 offers to undertake, represents itself as being able to  
22 undertake, or does undertake the installation or service of  
23 locks for motor vehicles or for residential or commercial use.  
24 The term does not include a person whose financial  
25 compensation from services as a locksmith for the installation  
26 or service of locks for residential use does not exceed five

1 hundred dollars (\$500) annually and who does not advertise for  
2 his or her services as a locksmith.

3 "~~(4)~~ CENTRAL (10) MONITORING STATION. A location  
4 where alarm signals are received as a part of an alarm system  
5 and then relayed via operator to law enforcement officials.

6 "~~(9)~~ (11) SERVICE. Necessary repair in order to  
7 return the system to operational condition."

8 Section 2. Section 34-1A-11 is added to the Code of  
9 Alabama 1975, to read as follows:

10 §34-1A-11.

11 (a) The board shall require an alarm monitoring  
12 company to utilize a system providing for alarm verification  
13 of all alarm signals, except alarm verification shall not be  
14 required in the case of a fire alarm or a panic or  
15 robbery-in-progress alarm or in cases where a crime in  
16 progress has been verified to be true by video or audio means,  
17 when no alarm signal has been received from the alarm site  
18 within the preceding 12 months, or when the contract between  
19 the alarm user and the monitoring company specifies the use of  
20 a different calling protocol.

21 (b) The board shall provide by rule for the  
22 implementation and enforcement of this section.

23 Section 3. This act shall become effective on the  
24 first day of the third month following its passage and  
25 approval by the Governor, or its otherwise becoming law.

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Senate

Read for the first time and referred to the Senate  
committee on Governmental Affairs..... 14-JAN-14

Read for the second time and placed on the calen-  
dar..... 28-JAN-14

Read for the third time and passed as amended .... 06-FEB-14

Yeas 32  
Nays 0

Patrick Harris  
Secretary