

# HB338 ENROLLED



1 HB338  
2 84W3P22-2  
3 By Representative Moore (P)  
4 RFD: Boards, Agencies and Commissions  
5 First Read: 25-Feb-25



## HB338 Enrolled

1 Enrolled, An Act,

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4 Relating to the Alabama Electronic Security Board of  
5 Licensure; to amend Section 34-1A-1, Code of Alabama 1975, to  
6 expand upon which key duplication services are not included in  
7 the definition of a locksmith.

8 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

9 Section 1. Section 34-1A-1 of the Code of Alabama 1975,  
10 is amended to read as follows:

11 "§34-1A-1

12 For the purpose of this chapter, the following terms  
13 have the following meanings unless the context clearly  
14 indicates otherwise:

15 (1) ADMINISTRATIVE EMPLOYEE. An individual who engages  
16 in clerical duties for a licensed company, whose work is  
17 restricted to office duties, and who has access to sensitive  
18 client information including, but not limited to, Social  
19 Security numbers, customer privacy codes, customer passwords,  
20 and similar information.

21 (2) ADMINISTRATIVE FINE. A monetary fine assessed by  
22 the board for unlicensed activity or by an individual,  
23 company, corporation, firm, or business entity.

24 (3) ALARM MONITORING COMPANY. Any individual, company,  
25 corporation, partnership, or business, or a representative or  
26 agency thereof, authorized to provide alarm monitoring  
27 services for alarm systems or other similar electronic  
28 security systems whether the systems are maintained on



## HB338 Enrolled

commercial business property, public property, or individual residential property.

(4) ALARM SYSTEM. Burglar alarms, security cameras, or other electrical or electronic device used to prevent or detect burglary, theft, shoplifting, pilferage, and other similar losses. The term does not include any fire detection, fire alarm, or fire communication system.

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

(6) BURGLAR ALARM. An assembly of equipment and devices, or a single device such as a solid-state unit which plugs directly into an AC line, designed to detect an unauthorized intrusion or an attempted robbery at a protected premises or signal public police or private guards to respond, or both.

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



## HB338 Enrolled

(8) ELECTRONIC ACCESS CONTROL SYSTEM. A system that is used as a process to grant or deny an individual access to a specific area or object based upon his or her possession of an item, a code, or physical characteristic.

(9) HVAC SYSTEM. Heating, ventilation, or air conditioning devices or mechanisms to provide heating or cooling to a building or other structure or the devices used to control the temperature of the heating or cooling devices in a building or other structure.

(10) INSTALLATION. The initial placement of equipment or the extension, modification, or alteration of equipment after initial placement.

(11) LOCKSMITH.

a. An individual or business entity in a commercial, residential, or automotive setting that does any of the following for compensation or other consideration:

1. Repairs locks.
2. Rebuilds locks.
3. Rekeys locks.
4. Services locks.
5. Adjusts locks.
6. Installs locks or mechanical locking devices.
7. Installs or services egress controls devices.
8. Installs or services vaults and safety deposit boxes, including those services performed by safe technicians.
9. ~~Creates or copies~~ Subject to the exception for key duplication provided in subparagraph b.1., creates transponder keys and any other automotive keys and electronic operating



## HB338 Enrolled

85 devices connected to motor vehicles.

86 ~~10. Creates or copies~~ Subject to the exception for key  
87 duplication provided in subparagraph b.1., creates automotive  
88 key fobs, automotive proximity keys, smart keys, door and  
89 ignition key devices, or successive electronic or other high  
90 security key technology.

91 11. Uses any other method of bypassing a locking  
92 mechanism of any kind including, but not limited to, shimming  
93 a lock or picking and popping a lock.

94 b. The term does not include any of the following:

95 1. An individual or business entity whose activities  
96 are limited to making a duplicate key of an existing key  
97 including, but not limited to, the following:

98 (i) Transponder keys and any other automotive keys and  
99 electronic operating devices connected to motor vehicles; and

100 (ii) Automotive key fobs, automotive proximity keys,  
101 smart keys, door and ignition key devices, or successive  
102 electronic and other high security key technology.

103 2. An individual or business entity that does not  
104 advertise providing locksmith services to the public.

105 3. An individual or business entity that is licensed by  
106 the board on July 1, 2018, to install or service electronic  
107 access control systems, provided any lock being serviced or  
108 installed has electronic access control capabilities.

109 4. Police, fire, medical, or other government or  
110 emergency personnel performing activities within the scope of  
111 their official duties.

112 5. An individual operating a licensed towing and



## HB338 Enrolled

recovery service who does not advertise services as a locksmith or otherwise perform locksmith services.

6. An individual or business entity who owns or manages property, or his or her agent, and who does not advertise services as a locksmith to the public.

(12) MONITORING STATION. A location where alarm signals are received as a part of an alarm system and then relayed via operator to law enforcement officials.

(13) QUALIFYING AGENT. A licensee of the board who serves in a management and supervisory position with a company.

(14) SALESPERSON. An individual who, for financial compensation or in exchange for a thing of value, sells goods or services to the public on behalf of any company, business, or other entity that sells, services, or installs alarm systems, CCTV systems, electronic access control systems, or mechanical locks.

(15) SERVICE. Necessary repair in order to return the system to operational condition.

(16) SYSTEM INSTALLER. An individual or business entity that offers to undertake, represents itself as being able to undertake, or does undertake the installation, service, or monitoring of alarm systems, CCTV systems, electronic access control systems, or mechanical locking systems for the public for any type of compensation or in exchange for a thing of value."

Section 2. This act shall become effective on June 1, 2025.



## HB338 Enrolled

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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in and  
was passed by the House 18-Mar-25, as amended.

John Treadwell  
Clerk

Senate

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**06-May-25**

Amended and Passed

House

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**06-May-25**

Concurred in Senate  
Amendment