

HB338 INTRODUCED



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



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SYNOPSIS:

Under existing law, the Alabama Electronic Security Board of Licensure is responsible for licensing and regulating alarm system installers, locksmiths, and other security professionals.

This bill would expand upon which key duplication services are excepted from the definition of a locksmith.

A BILL
TO BE ENTITLED
AN ACT

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

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

"§34-1A-1

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



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29 (1) ADMINISTRATIVE EMPLOYEE. An individual who engages
30 in clerical duties for a licensed company, whose work is
31 restricted to office duties, and who has access to sensitive
32 client information including, but not limited to, Social
33 Security numbers, customer privacy codes, customer passwords,
34 and similar information.

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

38 (3) ALARM MONITORING COMPANY. Any individual, company,
39 corporation, partnership, or business, or a representative or
40 agency thereof, authorized to provide alarm monitoring
41 services for alarm systems or other similar electronic
42 security systems whether the systems are maintained on
43 commercial business property, public property, or individual
44 residential property.

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

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



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57 number or electronic address or number.

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

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

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

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

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

83 (11) LOCKSMITH.

84 a. An individual or business entity in a commercial,



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85 residential, or automotive setting that does any of the
86 following for compensation or other consideration:

87 1. Repairs locks.

88 2. Rebuilds locks.

89 3. Rekeys locks.

90 4. Services locks.

91 5. Adjusts locks.

92 6. Installs locks or mechanical locking devices.

93 7. Installs or services egress controls devices.

94 8. Installs or services vaults and safety deposit
95 boxes, including those services performed by safe technicians.

96 9. ~~Creates or copies~~ Subject to the exception for key
97 duplication provided in subparagraph b.1., creates transponder
98 keys and any other automotive keys and electronic operating
99 devices connected to motor vehicles.

100 10. ~~Creates or copies~~ Subject to the exception for key
101 duplication provided in subparagraph b.1., creates key fobs,
102 proximity keys, smart keys, door and ignition key devices, or
103 successive electronic or other high security key technology.

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

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

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

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



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113 (ii) Key fobs, proximity keys, smart keys, door and
114 ignition key devices, or successive electronic and other high
115 security key technology.

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

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

122 4. Police, fire, medical, or other government or
123 emergency personnel performing activities within the scope of
124 their official duties.

125 5. An individual operating a licensed towing and
126 recovery service who does not advertise services as a
127 locksmith or otherwise perform locksmith services.

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

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

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

137 (14) SALESPERSON. An individual who, for financial
138 compensation or in exchange for a thing of value, sells goods
139 or services to the public on behalf of any company, business,
140 or other entity that sells, services, or installs alarm



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141 systems, CCTV systems, electronic access control systems, or
142 mechanical locks.

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

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

152 Section 2. This act shall become effective on October
153 1, 2025.