

HOUSE BILL No. 1369

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-1-33.

Synopsis: Battery charged fences. Prohibits a county, city, or town from adopting or enforcing an ordinance or resolution that prohibits or imposes requirements on certain battery charged fences.

Effective: July 1, 2025.

Miller D

January 13, 2025, read first time and referred to Committee on Local Government.



First Regular Session of the 124th General Assembly (2025)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2024 Regular Session of the General Assembly.

HOUSE BILL No. 1369

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 36-1-33 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2025]:
4 **Chapter 33. Battery Charged Fences**
5 **Sec. 1. As used in this chapter, "alarm system" means any**
6 **electrical, mechanical, or electronic device or sensor to prevent,**
7 **detect, or alert law enforcement or occupants of burglary, theft, or**
8 **intrusion of a structure or a vehicle used as a commercial**
9 **structure.**
10 **Sec. 2. As used in this chapter, "battery charged fence" means**
11 **a fence that:**
12 **(1) interfaces with an alarm system in a manner that enables**
13 **the fence to cause the connected alarm system to transmit a**
14 **signal intended to summon law enforcement in response to an**
15 **intrusion on the property; and**
16 **(2) has an energizer driven by battery.**
17 **Sec. 3. As used in this chapter, "IEC standards" means the**



1 **International Electrotechnical Commission (IEC) standards as**
 2 **published on June 30, 2025.**

3 **Sec. 4. As used in this chapter, "unit" means a county, city, or**
 4 **town.**

5 **Sec. 5. (a) This section applies only to a battery charged fence**
 6 **that:**

7 **(1) uses a battery that does not exceed twelve (12) volts of**
 8 **direct current;**

9 **(2) produces an electric charge on contact that does not**
 10 **exceed energizer characteristics set for electric fence**
 11 **energizers by the IEC standards;**

12 **(3) is completely surrounded by a nonelectric perimeter fence**
 13 **or wall that is at least five (5) feet in height;**

14 **(4) is not higher than the greater of:**

15 **(A) ten (10) feet in height; or**

16 **(B) two (2) feet higher than the height of the nonelectric**
 17 **perimeter fence or wall described in subdivision (3); and**

18 **(5) has conspicuous warning signs that:**

19 **(A) are located at not more than thirty (30) foot intervals**
 20 **on the battery charged fence; and**

21 **(B) read: "WARNING: ELECTRIC FENCE".**

22 **(b) A unit may not adopt or enforce an ordinance or resolution**
 23 **that does any of the following with regard to a battery charged**
 24 **fence described in subsection (a):**

25 **(1) Prohibits the installation or use of a battery charged fence.**

26 **(2) Requires separate permits issued by the unit for:**

27 **(A) an alarm system; and**

28 **(B) a battery charged fence;**

29 **that are connected to one another. A unit that issues a permit**
 30 **for a battery charged fence must issue a single permit that**
 31 **covers both the alarm system and the connected battery**
 32 **charged fence.**

33 **(3) Imposes installation or operational requirements**
 34 **inconsistent with IEC standards for:**

35 **(A) a battery charged fence; or**

36 **(B) an alarm system connected to a battery charged fence.**

