CERTIFICATION OF ENROLLMENT

ENGROSSED SUBSTITUTE HOUSE BILL 1688

Chapter 67, Laws of 2025

69th Legislature 2025 Regular Session

ELECTRIC SECURITY ALARM SYSTEMS

EFFECTIVE DATE: July 27, 2025

Passed by the House March 6, 2025 Yeas 97 Nays 0

LAURIE JINKINS

Speaker of the House of Representatives

President of the Senate

Passed by the Senate April 4, 2025 Yeas 45 Nays 3

DENNY HECK

Approved April 16, 2025 10:52 AM

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is ENGROSSED SUBSTITUTE HOUSE BILL 1688 as passed by the House of Representatives and the Senate on the dates hereon set forth.

BERNARD DEAN

Chief Clerk

FILED

April 16, 2025

BOB FERGUSON

Governor of the State of Washington

Secretary of State State of Washington

ENGROSSED SUBSTITUTE HOUSE BILL 1688

Passed Legislature - 2025 Regular Session

State of Washington 69th Legislature 2025 Regular Session

By House Local Government (originally sponsored by Representatives Parshley, Duerr, Reed, Ormsby, Hill, and Timmons)

READ FIRST TIME 02/18/25.

- 1 AN ACT Relating to electric security alarm systems; adding a new
- 2 section to chapter 35.21 RCW; adding a new section to chapter 35A.21
- 3 RCW; adding a new section to chapter 36.01 RCW; and creating a new
- 4 section.
- 5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:
- 6 <u>NEW SECTION.</u> **Sec. 1.** The legislature finds that recent changes
- 7 in alarm system technology can be beneficial for protecting property
- 8 owners from ongoing theft, and may help to minimize the demand on
- 9 local government policing and judicial resources. The legislature
- 10 further finds that state and local codes may not currently regulate
- 11 electric security alarm systems, and that, in such cases, the
- 12 application of a statewide standard for installation of such systems
- 13 would be beneficial to industrial and commercial property owners
- 14 statewide. It is, therefore, the intent of the legislature to
- 15 establish a statewide standard for the installation and operation of
- 16 electric security alarm systems in circumstances in which local
- 17 governments have not provided alternative regulations.
- 18 <u>NEW SECTION.</u> **Sec. 2.** A new section is added to chapter 35.21
- 19 RCW to read as follows:

(1) Cities and towns that have not adopted an ordinance, land use regulation, or local code related to the regulation of electric security alarm systems shall allow electric security alarm systems consistent with the following:

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- (a) Electric security alarm systems may not be considered a fence and may not be regulated by fence codes which do not reference and regulate electric security alarm systems.
- (b) Electric security alarm systems must be allowed on any allowed or legally nonconforming outdoor storage property. This subsection (1)(b) does not apply to properties zoned for mixed use that are not an outdoor storage property as defined in this section.
- 12 (c) The installation of electric security alarm systems must meet 13 the following requirements:
 - (i) The electric security alarm is powered by an energizer that is driven by a battery of no more than 12 volts of direct current and that does not produce an electric charge on contact that exceeds energizer characteristics set forth in IEC 60335-2-76, as of January 1, 2025;
- 19 (ii) The electric security alarm is marked with conspicuous 20 warning signs that are located on the system at not more than 30-foot 21 intervals that read "Warning: Electric Fence.";
- (iii) The electric security alarm is 10 feet in height, or two feet higher than the perimeter barrier, fence, or wall, whichever is greater; and
 - (iv) The electric security alarm includes a device that enables first responders to deactivate the electric security alarm system in response to an emergency, if utilized by a city and town.
 - (d) A minimum five foot tall perimeter barrier, fence, or wall, is located around the exterior of the electric security alarm system. If the perimeter barrier is an existing fence or wall, the fence or wall must have been installed in compliance with the fence code at the time of installation. The city may require a permit for the installation of a new perimeter fence or wall and may require the new perimeter fence or wall be consistent with the local fence code. The city may not require any additional conditions or improvements appurtenant to the installation of an electric security alarm system.
- 37 (e) The city or town may require an alarm system operator license 38 or permit in the same manner as is required for any other security 39 alarm.

- 1 (f) Nothing in this section limits the ability of a city to otherwise regulate outdoor storage properties.
 - (2)(a) A city or town that has, whether before or after the effective date of this section, adopted an ordinance, land use regulation, or local code that regulates or prohibits electric security alarm systems is not subject to subsection (1) of this section.
 - (b) If a city or town adopts an ordinance, land use regulation, or local code that regulates or prohibits electric security alarm systems after the effective date of this section, the city or town shall include "electric security alarm" in the title of the ordinance and shall hold two public hearings on the regulation prior to final adoption.
 - (c) Any system installed prior to the effective date of an ordinance adopted in (a) of this subsection may continue to operate if it complies with the requirements in subsection (1) of this section.
 - (3) For the purposes of this section:

- (a) "Electric security alarm system" means an outdoor alarm system that connects a wire structure to an alarm system and transmits a signal intended to detect and alert the property owner of an intrusion by utilizing an electric charge.
- (b) "Outdoor storage property" means a manufacturing, commercial, or industrial property that does not abut an existing K-12 school, in which all or part of the lot is used for keeping vehicles, vessels, aircraft, equipment, raw materials, freight, or utility infrastructure in an outdoor yard or unenclosed building, provided that the lot does not include any existing residential or hospitality uses. "Outdoor storage property" does not include property with outdoor displays of items or objects for immediate sale when such displays are incidental or accessory to activity conducted in an enclosed structure and that such displays do not exceed 10 percent of the net lot area.
- 34 (4) Nothing in this section shall apply to a burglar alarm system as defined in RCW 18.170.010(4) or a fire alarm as defined in RCW 48.19.540(3)(c).
- NEW SECTION. Sec. 3. A new section is added to chapter 35A.21 RCW to read as follows:

(1) Code cities that have not adopted an ordinance, land use regulation, or local code related to the regulation of electric security alarm systems shall allow electric security alarm systems consistent with the following:

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- (a) Electric security alarm systems may not be considered a fence and may not be regulated by fence codes which do not reference and regulate electric security alarm systems.
- (b) Electric security alarm systems must be allowed on any allowed or legally nonconforming outdoor storage property. This subsection (1)(b) does not apply to properties zoned for mixed use that are not an outdoor storage property as defined in this section.
- 12 (c) The installation of electric security alarm systems must meet 13 the following requirements:
 - (i) The electric security alarm is powered by an energizer that is driven by a battery of no more than 12 volts of direct current and that does not produce an electric charge on contact that exceeds energizer characteristics set forth in IEC 60335-2-76, as of January 1, 2025;
- 19 (ii) The electric security alarm is marked with conspicuous 20 warning signs that are located on the system at not more than 30-foot 21 intervals that read "Warning: Electric Fence.";
- (iii) The electric security alarm is 10 feet in height, or two feet higher than the perimeter barrier, fence, or wall, whichever is greater; and
 - (iv) The electric security alarm includes a device that enables first responders to deactivate the electric security alarm system in response to an emergency, if utilized by a code city.
 - (d) A minimum five foot tall perimeter barrier, fence, or wall, is located around the exterior of the electric security alarm system. If the perimeter barrier is an existing fence or wall, the fence or wall must have been installed in compliance with the fence code at the time of installation. The code city may require a permit for the installation of a new perimeter fence or wall and may require the new perimeter fence or wall be consistent with the local fence code. The code city may not require any additional conditions or improvements appurtenant to the installation of an electric security alarm system.
- 37 (e) The code city may require an alarm system operator license or 38 permit in the same manner as is required for any other security 39 alarm.

- 1 (f) Nothing in this section limits the ability of a code city to otherwise regulate outdoor storage properties.
 - (2)(a) A code city that has, whether before or after the effective date of this section, adopted an ordinance, land use regulation, or local code that regulates or prohibits electric security alarm systems is not subject to subsection (1) of this section.
 - (b) If a code city adopts an ordinance, land use regulation, or local code that regulates or prohibits electric security alarm systems after the effective date of this section, the code city shall include "electric security alarm" in the title of the ordinance and shall hold two public hearings on the regulation prior to final adoption.
 - (c) Any system installed prior to the effective date of an ordinance adopted in (a) of this subsection may continue to operate if it complies with the requirements in subsection (1) of this section.
 - (3) For the purposes of this section:

- (a) "Electric security alarm system" means an outdoor alarm system that connects a wire structure to an alarm system and transmits a signal intended to detect and alert the property owner of an intrusion by utilizing an electric charge.
- (b) "Outdoor storage property" means a manufacturing, commercial, or industrial property that does not abut an existing K-12 school, in which all or part of the lot is used for keeping vehicles, vessels, aircraft, equipment, raw materials, freight, or utility infrastructure in an outdoor yard or unenclosed building, provided that the lot does not include any existing residential or hospitality uses. "Outdoor storage property" does not include property with outdoor displays of items or objects for immediate sale when such displays are incidental or accessory to activity conducted in an enclosed structure and that such displays do not exceed 10 percent of the net lot area.
- 34 (4) Nothing in this section shall apply to a burglar alarm system as defined in RCW 18.170.010(4) or a fire alarm as defined in RCW 48.19.540(3)(c).
- NEW SECTION. Sec. 4. A new section is added to chapter 36.01 RCW to read as follows:

(1) Counties that have not adopted an ordinance, land use regulation, or local code related to the regulation of electric security alarm systems shall allow electric security alarm systems consistent with the following:

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- (a) Electric security alarm systems may not be considered a fence and may not be regulated by fence codes which do not reference and regulate electric security alarm systems.
- (b) Electric security alarm systems must be allowed on any allowed or legally nonconforming outdoor storage property. This subsection (1)(b) does not apply to properties zoned for mixed use that are not an outdoor storage property as defined in this section.
- 12 (c) The installation of electric security alarm systems must meet 13 the following requirements:
 - (i) The electric security alarm is powered by an energizer that is driven by a battery of no more than 12 volts of direct current and that does not produce an electric charge on contact that exceeds energizer characteristics set forth in IEC 60335-2-76, as of January 1, 2025;
- 19 (ii) The electric security alarm is marked with conspicuous 20 warning signs that are located on the system at not more than 30-foot 21 intervals that read "Warning: Electric Fence.";
- (iii) The electric security alarm is 10 feet in height, or two feet higher than the perimeter barrier, fence, or wall, whichever is greater; and
 - (iv) The electric security alarm includes a device that enables first responders to deactivate the electric security alarm system in response to an emergency, if utilized by a county.
 - (d) A minimum five foot tall perimeter barrier, fence, or wall, is located around the exterior of the electric security alarm system. If the perimeter barrier is an existing fence or wall, the fence or wall must have been installed in compliance with the fence code at the time of installation. The county may require a permit for the installation of a new perimeter fence or wall and may require a new perimeter fence or wall be consistent with the local fence code. The county may not require any additional conditions or improvements appurtenant to the installation of an electric security alarm system.
- 37 (e) The county may require an alarm system operator license or 38 permit in the same manner as is required for any other security 39 alarm.

- 1 (f) Nothing in this section limits the ability of a county to otherwise regulate outdoor storage properties.
 - (2) (a) A county that has, whether before or after the effective date of this section, adopted an ordinance, land use regulation, or local code that regulates or prohibits electric security alarm systems is not subject to subsection (1) of this section.
 - (b) If a county adopts an ordinance, land use regulation, or local code that regulates or prohibits electric security alarm systems after the effective date of this section, the county shall include "electric security alarm" in the title of the ordinance and shall hold two public hearings on the regulation prior to final adoption.
- (c) Any system installed prior to the effective date of an ordinance adopted in (a) of this subsection may continue to operate if it complies with the requirements in subsection (1) of this section.
 - (3) For the purposes of this section:

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- (a) "Electric security alarm system" means an outdoor alarm system that connects a wire structure to an alarm system and transmits a signal intended to detect and alert the property owner of an intrusion by utilizing an electric charge.
- (b) "Outdoor storage property" means a manufacturing, commercial, or industrial property that does not abut an existing K-12 school, in which all or part of the lot is used for keeping vehicles, vessels, aircraft, equipment, raw materials, freight, or utility infrastructure in an outdoor yard or unenclosed building, provided that the lot does not include any existing residential or hospitality uses. "Outdoor storage property" does not include property with outdoor displays of items or objects for immediate sale when such displays are incidental or accessory to activity conducted in an enclosed structure and that such displays do not exceed 10 percent of the net lot area.
- 33 (4) Nothing in this section shall apply to a burglar alarm system as defined in RCW 18.170.010(4) or a fire alarm as defined in RCW 48.19.540(3)(c).

Passed by the House March 6, 2025. Passed by the Senate April 4, 2025. Approved by the Governor April 16, 2025. Filed in Office of Secretary of State April 16, 2025.