
By: **Calvert County Delegation**

Introduced and read first time: February 11, 2000

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Calvert County - Alarm System Regulation**

3 FOR the purpose of authorizing the Board of County Commissioners of Calvert
4 County to adopt regulations to register alarm system contractors and alarm
5 users, provide penalties for certain violations, provide for the issuance of civil
6 citations for certain violations, provide exemptions from the issuance of certain
7 civil citations and penalties, and authorize the designated county enforcement
8 agency to keep certain records and inform certain persons of a pattern of false
9 alarms; providing that certain provisions relating to alarm systems do not apply
10 in Calvert County under certain circumstances; defining certain terms; and
11 generally relating to regulation of alarm systems in Calvert County.

12 BY adding to
13 Article 25 - County Commissioners
14 Section 237
15 Annotated Code of Maryland
16 (1998 Replacement Volume and 1999 Supplement)

17 BY repealing and reenacting, with amendments,
18 Article 27 - Crimes and Punishments
19 Section 156C
20 Annotated Code of Maryland
21 (1996 Replacement Volume and 1999 Supplement)

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
23 MARYLAND, That the Laws of Maryland read as follows:

24 **Article 25 - County Commissioners**

25 237.

26 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
27 INDICATED.

28 (2) "ALARM SYSTEM CONTRACTOR" MEANS:

1 (I) A PERSON ENGAGED IN INSTALLING, MAINTAINING,
2 MONITORING, ALTERING, OR SERVICING ALARM SYSTEMS; OR

3 (II) AN AGENCY THAT FURNISHES THE SERVICES OF A PERSON
4 ENGAGED IN INSTALLING, MAINTAINING, MONITORING, ALTERING, OR SERVICING
5 ALARM SYSTEMS.

6 (3) (I) "ALARM USER" MEANS A PERSON IN CONTROL OF AN ALARM
7 SYSTEM WITHIN, ON, OR AROUND ANY BUILDING, STRUCTURE, FACILITY, OR SITE.

8 (II) "ALARM USER" INCLUDES THE OWNER OR LESSEE OF AN
9 ALARM SYSTEM.

10 (4) (I) "FALSE ALARM" MEANS ANY REQUEST FOR IMMEDIATE
11 ASSISTANCE BY A LAW ENFORCEMENT AGENCY OR FIRE DEPARTMENT, REGARDLESS
12 OF CAUSE, THAT IS NOT IN RESPONSE TO AN ACTUAL EMERGENCY SITUATION OR
13 THREATENED SUGGESTED CRIMINAL ACTIVITY.

14 (II) "FALSE ALARM" INCLUDES:

15 1. NEGLIGENTLY OR ACCIDENTALLY ACTIVATED SIGNALS;

16 2. SIGNALS THAT ARE THE RESULT OF FAULTY,
17 MALFUNCTIONING, OR IMPROPERLY INSTALLED OR MAINTAINED EQUIPMENT; AND

18 3. SIGNALS THAT ARE PURPOSELY ACTIVATED TO SUMMON
19 A LAW ENFORCEMENT AGENCY OR FIRE DEPARTMENT IN A NONEMERGENCY
20 SITUATION.

21 (III) "FALSE ALARM" DOES NOT INCLUDE:

22 1. SIGNALS ACTIVATED BY UNUSUALLY SEVERE WEATHER
23 CONDITIONS OR OTHER CAUSES BEYOND THE CONTROL OF THE ALARM USER OR
24 ALARM SYSTEM CONTRACTOR; OR

25 2. SIGNALS ACTIVATED DURING THE INITIAL 60-DAY
26 PERIOD FOLLOWING NEW INSTALLATION.

27 (IV) AN ALARM SYSTEM THAT IS ACTIVATED A SECOND TIME
28 WITHIN A 12-HOUR PERIOD WHEN THE PREMISES ARE UNOCCUPIED SHALL BE
29 DEEMED A FALSE ALARM IF:

30 1. ACCESS TO THE BUILDING IS PROVIDED TO THE ALARM
31 SYSTEM CONTRACTOR; AND

32 2. AN ALARM SYSTEM CONTRACTOR OR AN EMPLOYEE OF
33 AN ALARM SYSTEM CONTRACTOR RESPONDS.

34 (V) IF ACCESS TO THE BUILDING IS NOT PROVIDED TO THE ALARM
35 SYSTEM CONTRACTOR, AND THE CONTRACTOR DOES NOT RESPOND TO AN ALARM
36 SYSTEM THAT IS ACTIVATED A SECOND TIME WITHIN A 12-HOUR PERIOD WHEN THE

1 PREMISES ARE UNOCCUPIED, EACH SUBSEQUENT ALARM SHALL BE COUNTED AS A
2 FALSE ALARM.

3 (B) THE BOARD OF COUNTY COMMISSIONERS OF CALVERT COUNTY MAY
4 ADOPT REGULATIONS FOR:

5 (1) REGISTERING ALARM SYSTEM CONTRACTORS OPERATING IN THE
6 COUNTY;

7 (2) REGISTERING ALARM USERS IN THE COUNTY;

8 (3) PROVIDING PENALTIES FOR FAILURE TO REGISTER AS AN ALARM
9 SYSTEM CONTRACTOR OR ALARM USER;

10 (4) PROVIDING CIVIL CITATIONS AND PENALTIES FOR FALSE ALARMS,
11 NOTWITHSTANDING THE PROVISIONS IN ARTICLE 27, § 156C OF THE CODE;

12 (5) PROVIDING EXEMPTIONS FROM THE ISSUANCE OF CIVIL CITATIONS
13 AND PENALTIES FOR FALSE ALARMS;

14 (6) AUTHORIZING THE DESIGNATED COUNTY ENFORCEMENT AGENCY
15 TO MAINTAIN A RECORD OF THE ALARM SYSTEM CONTRACTOR, MONITORING
16 SERVICE, AND MANUFACTURER OF EACH SECURITY SYSTEM IN OPERATION IN THE
17 COUNTY; AND

18 (7) AUTHORIZING THE DESIGNATED COUNTY ENFORCEMENT AGENCY,
19 IF IT FINDS A PATTERN OF FALSE ALARMS ATTRIBUTED TO A PARTICULAR
20 MANUFACTURER'S MODEL OR TO INSTALLATION BY A PARTICULAR ALARM SYSTEM
21 CONTRACTOR, TO INFORM:

22 (I) THE MANUFACTURER OF THE MODEL OR THE ALARM SYSTEM
23 CONTRACTOR THAT INSTALLED THE ALARM SYSTEM; AND

24 (II) THE APPROPRIATE STATE OR NATIONAL LICENSING AGENCY
25 OR THE CERTIFICATION STANDARDS ENTITY.

26 **Article 27 - Crimes and Punishments**

27 156C.

28 (a) This section does not apply in Frederick County AND CALVERT COUNTY if
29 the Board of County Commissioners of Frederick County [adopts] OR CALVERT
30 COUNTY ADOPT regulations under Article 25, [§ 221A] §§ 211A AND 237 of the Code
31 providing for the registration of alarm system contractors and alarm users and the
32 issuance of civil citations and penalties for violations of the regulations.

33 (b) Except for alarm systems activated by acts of God, weather conditions, or
34 causes beyond the control of the alarm user, an alarm system that is negligently or
35 accidentally activated as the result of faulty, malfunctioning, or improperly installed

1 or maintained equipment shall be subject to the provisions of subsections (c) and (d) of
2 this section.

3 (c) A law enforcement agency or fire department may issue a civil citation to
4 an alarm user if the number of false alarms to which any law enforcement agency or
5 fire department actually responds exceeds:

6 (1) 3 responses within a 30-day period; or

7 (2) 8 or more responses within a 12-month period.

8 (d) The civil citation shall include a fine of:

9 (1) \$30 for each initial false alarm; and

10 (2) \$30 for each additional false alarm.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 2000.