

**Introduced by Senator Hall**

February 26, 2015

---

---

An act to add Section 835 to the Civil Code, relating to electrified fences.

LEGISLATIVE COUNSEL'S DIGEST

SB 582, as amended, Hall. Electrified fences.

Existing law prohibits an electrified fence to be offered for sale, sold, installed, or used in the state, or otherwise connected to a source of electrical current, unless the electrical current is limited and regulated by an electrical controller that meets or exceeds specified standards or specifications. *Existing law also provides that the owner of land in fee has the right to the surface and to everything permanently situated beneath or above it.*

~~This bill would express the Legislature's intent to enact legislation that would require electrified fences installed in the state to be approved for installation to confirm the installed apparatus meets a specified standard.~~ *authorize an owner of real property to install and operate an electrified fence on his or her property if the property is not in a residential zone and the fence meets specified electrotechnical and local requirements.*

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     **SECTION 1.** *Section 835 is added to the Civil Code, to read:*

1 835. (a) Subject to subdivision (b), an owner of real property  
2 may install and operate an electrified fence on his or her property  
3 consistent with all of the following:

4 (1) The property is not located in a residential zone.

5 (2) The fence meets the requirements specified by the  
6 International Electrotechnical Commission for electric fence  
7 energizers in “International Standard 60335-2-76.”

8 (b) An owner of real property shall not install and operate an  
9 electric fence where a local ordinance prohibits that installation  
10 and operation. If a local ordinance allows the installation and  
11 operation of an electric fence, the installation and operation of  
12 the fence shall meet the requirements of that ordinance and the  
13 requirements of paragraphs (1) and (2) of subdivision (a).

14 ~~SECTION 1. It is the intent of the Legislature to enact~~  
15 ~~legislation that would require electrified fences installed in the~~  
16 ~~state to be approved for installations to confirm the installed~~  
17 ~~apparatus meets the IEC 60335-2-76 Standard until an American~~  
18 ~~Standard is established.~~