

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 21-0050

Introduced by: The Council President and Councilmembers Bullock, Middleton
At the request of: The Administration (Executive Office of the Mayor)
Introduced and read first time: March 22, 2021
Assigned to: Public Safety and Government Operations Committee
Committee Report: Favorable
Council action: Adopted
Read second time: June 21, 2022

AN ORDINANCE CONCERNING

Burglar Alarms Registration and Regulation – False Alarms

FOR the purpose of revising the fees assessed to alarm system users for repeated false alarms; altering the number of false alarms within year that will result in the placement of the premises into a no-response status; requiring that alarm system monitors make certain additional attempts to verify the need for a police response; making certain stylistic changes; and providing for a special effective date.

BY repealing and re-ordaining, with amendments,
Article 19 - Police Ordinances
Sections 8-8, 8-9, 8-11
Baltimore City Code
(Edition 2000)

SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the Laws of Baltimore City read as follows:

Baltimore City Code

Article 19. Police Ordinances

Subtitle 8. Burglar Alarms - Registration and Regulation

§ 8-8. False alarm fees.

(a) *User responsible.*

(1) The user of an alarm system is responsible for payment to the City of the false alarm fees imposed under this section. Failure to pay a false alarm fee or ANY attendant late fee within 60 days of imposition is a violation of this subtitle.

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.
Underlining indicates matter added to the bill by amendment.
~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from existing law by amendment.

Council Bill 21-0050

1 (2) For purposes of this section, 2 or more false alarms that occur within the same
2 calendar day as a result of a single event are considered a single false alarm.

3 (b) RESIDENTIAL USER FEE [Fee] schedule.

4 After 1 false alarm in any 12-month period, a false alarm fee is imposed ON ANY
5 RESIDENTIAL USER for each false alarm, based on the following schedule:

6	False alarms within	Fee
7	12-month period	
8	2 nd or 3 rd	[\$ 50] \$75
9	4 th	[100] \$150
10	5 th	[150] \$250
11	[6 th	200
12	7 th	250
13	8 th	300
14	9 th	350
15	10 th	400
16	11 th	450
17	12 th and above, for residential users	500
18	12 th , 13 th , or 14 th , for non-residential users	1,000
19	15 th and above, for non-residential users	2,000]

20 (C) NON-RESIDENTIAL USER FEE SCHEDULE.

21 AFTER 1 FALSE ALARM IN ANY 12-MONTH PERIOD, A FALSE ALARM FEE IS IMPOSED ON ANY
22 NON-RESIDENTIAL USER FOR EACH FALSE ALARM, BASED ON THE FOLLOWING SCHEDULE:

23	FALSE ALARMS WITHIN	FEE
24	12-MONTH PERIOD	
25	2 nd or 3 rd	\$150
26	4 th	\$300
27	5 th	\$500

28 (D) [(c)] Waiver.

29 (1) The Commissioner must waive 1 false alarm fee if the alarm system user:

30 (i) has the alarm system inspected by a registered contractor or monitor;
31 and

32 (ii) obtains from the contractor or monitor a certification that the alarm system has
33 been inspected and is functioning properly.

34 (2) If a false alarm fee is waived under this subsection and the user is subject to a
35 subsequent false alarm fee, that subsequent fee will be assessed as if the previous fee
36 had not been waived.

Council Bill 21-0050

1 (E) [(d)] *Late fee.*

2 (1) The Commissioner may assess a late fee of \$25 for any false alarm fee that is not
3 paid:

4 (i) within 30 days of the Commissioner's notice that the false alarm fee has been
5 imposed; or

6 (ii) if a timely appeal has been made, within 30 days of the final decision in that
7 appeal.

8 (2) If the false alarm or late fee is not paid within 10 business days of the
9 Commissioner's notice that the late fee has been imposed, the Commissioner may
10 place the user's alarm system on no-response status, as provided in § 8-9 {"NO-
11 RESPONSE STATUS"} of this subtitle.

12 (F) [(e)] *Warning of no-response status.*

13 (1) After a [10th] SECOND false alarm within any 12-month period, the Commissioner
14 must send a warning notice by certified mail, return receipt requested, to the user,
15 with a copy by regular mail to the monitor.

16 (2) The notice must state that:

17 (i) a [10th] SECOND false alarm has occurred;

18 (ii) if A TOTAL OF 5 [more] false alarms occur within the same 12-month period,
19 the user's alarm system will be placed on no-response status, as provided in
20 § 8-9 {"NO-RESPONSE STATUS"} of this subtitle; and

21 (iii) reinstatement may only be obtained on written application to the
22 Commissioner.

23 **§ 8-9. No-response status.**

24 (a) *"No-response status" defined.*

25 In this section, "no-response status" means that, except for a hold-up alarm or a panic
26 alarm, police will not be dispatched to investigate an alarm signal

27 (b) *When required.*

28 (1) An alarm system will be placed on no-response status if, after a warning notice has
29 been sent [in accord with § 8-8(e)] PURSUANT TO § 8-8(F) of this subtitle, the alarm
30 system has had [15] 5 or more false alarms in any 12-month period.

31 (2) The Commissioner may reinstate the alarm system only if:

32 (i) the user applies in writing for reinstatement; and

Council Bill 21-0050

1 (ii) the Commissioner finds that the alarm system has been repaired, upgraded, or
2 replaced and the cause of the false alarms corrected.

3 (c) *When authorized.*

4 The Commissioner may place an alarm system on no-response status if:

5 (1) the alarm system user has made any false statement of material fact in the user's
6 registration application;

7 (2) the user's registration is revoked; or

8 (3) the user fails to pay timely any fee imposed under § 8-8 {"FALSE ALARM FEES"}
9 of this subtitle.

10 **§ 8-11. Verification of alarm signal.**

11 (a) *Scope.*

12 This section does not apply to a hold-up alarm or panic alarm.

13 (b) *Monitor to attempt to verify.*

14 (1) *IN GENERAL.*

15 Before requesting a police response to an alarm signal, a monitor must attempt to
16 contact the alarm system site OR USER, by telephone, electronically, or visually, to
17 verify the need for a police response.

18 (2) *SECOND ATTEMPT REQUIRED.*

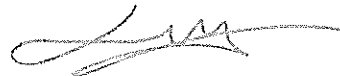
19 FOR THE PURPOSE OF THIS SECTION, VERIFICATION SHALL REQUIRE, AT A MINIMUM,
20 THAT A SECOND ATTEMPT BE MADE TO A DIFFERENT NUMBER IF THE FIRST ATTEMPT
21 FAILS TO REACH AN ALARM USER OR AN INDIVIDUAL AT THE ALARM SYSTEM SITE WHO
22 CAN PROPERLY IDENTIFY THEMSELVES TO DETERMINE WHETHER AN ALARM SIGNAL IS
23 VALID BEFORE REQUESTING A POLICE RESPONSE.

24 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the catchlines contained in this Ordinance
25 are not law and may not be considered to have been enacted as a part of this or any prior
26 Ordinance.

27 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 120th
28 day after the date it is enacted.

Council Bill 21-0050

Certified as duly passed this 27 day of June, 2022



President, Baltimore City Council

Certified as duly delivered to His Honor, the Mayor,

this 27 day of June, 2022

Natawna B. Austin

Chief Clerk

Approved this 12 day of August, 2022



Mayor, Baltimore City

Approved for Form and Legal Sufficiency
This 29th Day of June, 2022.

Elena R DiPietro

Chief Solicitor