

- 9-5.8-101. Definitions.
- 9-5.8-102. Local regulation - requirements - permits - inspections.

9-5.8-101. Definitions. As used in this article 5.8, unless the context otherwise requires:

- (1) "Alarm system" means a new or existing system that includes one or more monitored devices that can, if there is an intrusion on real property that is used for business purposes, transmit a signal to the business, a monitoring company authorized by the business owner, or law enforcement so that the business or law enforcement may respond to the intrusion.
- (2) "Electronic fence detection system" means a system that:
 - (a) Is connected to an alarm system and to integrated components or equipment;
 - (b) At the time a fence is installed, has an energizer powered by a twelve-volt commercial storage battery that meets the standards set forth by the International Electrotechnical Commission standard 60335-2-76;
 - (c) Includes a battery-charged fence detector that, when contacted, causes the alarm system to transmit a signal to the business, a monitoring company authorized by the business owner, or law enforcement;
 - (d) Is not located on real property that has been designated by a local government as exclusively for residential use;
 - (e) Is located behind a nonelectric perimeter fence or wall that is not less than five feet in height;
 - (f) Is the taller of:
 - (I) Ten feet in height; or
 - (II) Two feet taller than the height of the nonelectric perimeter fence or wall; and
 - (g) Is marked with conspicuous warning signs that are located on the fence at not more than thirty-foot intervals and that read: "Warning: Electric Fence".
- (3) "Local government" means a statutory or home rule county, city and county, or city.

Source: L. 2025; Entire article added, (HB 25-1060), ch. 152, p. 616, § 2, effective August 6.

9-5.8-102. Local regulation - requirements - permits - inspections. (1) A local government may impose installation or operational requirements for an electronic fence detection system within the local government's adopted process for the permitting of alarm systems.

(2) A local government may require a permit for the installation or use of an electronic fence detection system if the permit is not in addition to any permit generally required for the installation or use of other alarm systems.

(3) A local government may, as part of or in addition to an inspection that it generally requires for an alarm system, inspect an electronic fence detection system to verify that the system has the required characteristics specified in section 9-5.8-101 (2).

(4) Notwithstanding any other provision of this section, a local government may impose less stringent or more stringent requirements for the installation or operation of an electronic fence detection system that is located in a residential area or may prohibit the installation or operation of an electronic fence detection system in a residential area.

Source: L. 2025; Entire article added, (HB 25-1060), ch. 152, p. 617, § 2, effective August 6.

EXPLOSIVES

ARTICLE 6

Explosives

- 9-6-101. Explosives on passenger vehicles and trains.
- 9-6-102. Packing for shipment.
- 9-6-103. Violation - penalty.
- 9-6-104. Death by negligence.
- 9-6-105. Marking for sale.
- 9-6-106. Date of manufacture - wrapping.
- 9-6-107. Violation - penalty.
- 9-6-108. Applicability.

9-6-101. Explosives on passenger vehicles and trains. It is unlawful to transport, carry, convey, or deliver to be transported, carried, or conveyed, or to cause to be delivered to be transported, carried, or conveyed any of the substances or articles known as dynamite, nitroglycerine, or glycerine oil, nitrooleum or blasting oil, or nitrated oil, or powder mixed with any such oil, or fiber saturated with any such article or substance in any vehicle used or employed in transporting passengers, or in any train of cars used in transporting passengers; except that an ordinary freight train with a caboose or passenger car used as a caboose shall not be construed as a train of cars used in transporting passengers within the meaning of sections 9-6-101 to 9-6-104.

Source: L. 1876: p. 96, § 1. G.L. § 1852. G.S. § 2788. R.S. 08: § 5286. C.L. § 5505. CSA: C. 64, § 1. CRS 53: § 53-1-1. C.R.S. 1963: § 53-1-1.

9-6-102. Packing for shipment. It is unlawful to ship, send, or forward nitroglycerine, glycerine oil, nitrated oil, nitrooleum or blasting oil, or to transport any of the same upon any vehicle of any description, or to deliver the same to be transported, carried, or conveyed unless the same is securely enclosed, deposited, or packed in a metallic vessel surrounded by plaster of paris or other material that is nonexplosive when saturated with such oil or substance, and separate from all other substances, and the outside of the package containing the same is marked or labeled in a conspicuous manner with the words "nitroglycerine - dangerous".

Source: L. 1876: p. 97, § 2. G.L. § 1853. L. 1881: p. 194, § 1. G.S. § 2789. R.S. 08: § 5287. C.L. § 5506. CSA: C. 64, § 2. CRS 53: § 53-1-2. C.R.S. 1963: § 53-1-2.

9-6-103. Violation - penalty. Any person who knowingly violates any of the provisions of sections 9-6-101 and 9-6-102 commits a class 6 felony and shall be punished as provided in section 18-1.3-401, C.R.S.

Source: L. 1876: p. 97, § 3. G.L. § 1854. G.S. § 2790. R.S. 08: § 5288. C.L. § 5507. CSA: C. 64, § 3. CRS 53: § 53-1-3. C.R.S. 1963: § 53-1-3. L. 77: Entire section amended, p. 870, § 21, effective July 1, 1979. L. 89: Entire section amended, p. 821, § 8, effective June 8. L. 2002: Entire section amended, p. 1467, § 23, effective October 1.

Editor's note: The effective date for amendments made to this section by chapter 216, L. 77, was changed from July 1, 1978, to April 1, 1979, by chapter 1, First Extraordinary Session, L. 78, and was subsequently changed to July 1, 1979, by chapter 157, § 23, L. 79. See *People v. McKenna*, 199 Colo. 452, 611 P.2d 574 (1980).

Cross references: For the legislative declaration contained in the 2002 act amending this section, see section 1 of chapter 318, Session Laws of Colorado 2002.

9-6-104. Death by negligence. When the death of any person is caused by the explosion of any of the articles or substances named in section 9-6-101 while the same is being delivered to any carrier or while the same is being transported or is being removed from the vehicle on which it has been transported or conveyed or on which it has been