

SENATE BILL No. 656

September 20, 2001, Introduced by Senators HART, KOIVISTO and SCOTT and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 12521 and 12530 (MCL 333.12521 and 333.12530) and by adding section 12526a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 12521. As used in sections 12521 to 12534:
- 2 (A) "DEPARTMENT", NOTWITHSTANDING THE DEFINITION IN ARTICLE
- 3 1, MEANS THE DEPARTMENT OF ENVIRONMENTAL QUALITY.
- 4 (B) ~~(a)~~ "Person" means a person as defined in section 1106
- 5 or a governmental entity.
- 6 (C) ~~(b)~~ "Public swimming pool" means an artificial body of
- 7 water used collectively by a number of individuals primarily for
- 8 the purpose of swimming, wading, recreation, or instruction and
- 9 includes related equipment, structures, areas, and enclosures
- 10 intended for the use of individuals using or operating the

1 swimming pool such as equipment, dressing, locker, shower, and
2 toilet rooms. Public swimming pools include those ~~which~~ POOLS
3 THAT are for parks, schools, motels, camps, resorts, apartments,
4 clubs, hotels, mobile home parks, subdivisions, and the like.
5 ~~A~~ PUBLIC SWIMMING POOL DOES NOT INCLUDE A pool or portable pool
6 located on the same premises with a 1-, 2-, 3-, or 4-family
7 dwelling and for the benefit of the occupants and their guests;
8 ~~,~~ a natural bathing area such as a stream, lake, river, or
9 ~~man-made~~ ARTIFICIAL lake; ~~,~~ an exhibitor's swimming pool
10 built as a model at the site of the seller and in which swimming
11 by the public is not permitted; ~~,~~ or a pool serving not more
12 than 4 motel units. ~~is not a public swimming pool.~~

13 SEC. 12526A. THE DEPARTMENT SHALL SPECIFY THE MINIMUM
14 TRAINING REQUIRED FOR A PERSON AUTHORIZED BY THE OWNER OF A
15 PUBLIC SWIMMING POOL TO OPERATE THE POOL MECHANICAL EQUIPMENT,
16 CLOSE THE POOL WHEN NECESSARY, TEST THE POOL WATER, OR ADJUST THE
17 POOL WATER CHEMICAL PARAMETERS.

18 Sec. 12530. (1) The department shall provide for a system
19 of periodic reports covering the operation of ~~the~~ A public
20 swimming pool so that the department may readily determine com-
21 pliance with sections 12521 to 12534 and the rules PROMULGATED
22 UNDER SECTION 12522.

23 (2) THE DEPARTMENT OR A DESIGNATED LOCAL HEALTH DEPARTMENT
24 SHALL CREATE A WRITTEN RECORD OF EACH COMPLAINT IT RECEIVES CON-
25 CERNING A PUBLIC SWIMMING POOL AND OF STEPS TAKEN TO RESOLVE THE
26 COMPLAINT. THE DEPARTMENT OR A DESIGNATED LOCAL HEALTH

1 DEPARTMENT SHALL MAINTAIN A RECORD CREATED UNDER THIS SECTION FOR
2 NOT LESS THAN 3 YEARS.