

FINAL

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2018, Legislative Day No. 32

Bill No. 65-18

Introduced by Mr. Peroutka
(by request of the County Executive)

By the County Council, June 18, 2018

Introduced and first read on June 18, 2018
Public Hearing set for and held on July 16, 2018
Bill Expires September 21, 2018

By Order: JoAnne Gray, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Licenses – Swimming Pools – Personnel and Safety
2 Equipment
3

4 FOR the purpose of adding a definition of “health club”; modifying the requirements for
5 personnel and safety equipment; and generally relating to swimming pools.
6

7 BY renumbering: § 11-14-101(1) through (9) to be § 11-14-101(2) through (10),
8 respectively
9 Anne Arundel County Code (2005, as amended)
10

11 BY adding: § 11-14-101(1)
12 Anne Arundel County Code (2005, as amended)
13

14 BY repealing and reenacting, with amendments: § 11-14-304
15 Anne Arundel County Code (2005, as amended)
16

17 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
18 *That § 11-14-101(1) through (9) of the Anne Arundel County Code (2005, as amended) is*
19 *hereby renumbered to be § 11-14-101(2) through (10), respectively.*
20

21 SECTION 2. *And be it further enacted,* That Sections of the Anne Arundel County
22 Code (2005, as amended) read as follows:
23
24

ARTICLE 11. LICENSES

EXPLANATION: CAPITALS indicate new matter added to existing law.
[Brackets] indicate matter stricken from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.

TITLE 14. SWIMMING POOLS

11-14-101. Definitions.

In this title, the following words have the meanings indicated.

(1) "HEALTH CLUB" MEANS A "HEALTH CLUB OR SPA" AS DEFINED IN § 18-1-101 OF THIS CODE.

11-14-304. Personnel; safety equipment.

(a) **Pool operator.** A public or semi-public pool may be operated only under the immediate supervision and control of an individual possessing a current and valid pool operator's license issued by the Health Officer. The license shall be conspicuously displayed in the immediate vicinity of the pool when the operator is on duty.

(b) **Lifeguards.** EXCEPT AS PROVIDED IN SUBSECTION (D), [A] A public pool[, except a spa or a pool or multiple pools within one enclosure with a total water surface area of less than 2,500 square feet and a maximum depth of five feet on the grounds of a hotel or motel for the exclusive use of its registered guests,] may be operated only under the active, onsite supervision and under the direct observation of individuals holding current and valid lifeguard licenses issued by the Health Officer. The number of licensed lifeguards required shall be determined by the following table:

Number of Persons in Water	Number of Lifeguards
1 to 50	1
51 to 100	2
101 to 150	3
For each additional 50 persons	1

(c) **Simultaneous operator and lifeguard.** EXCEPT AS PROVIDED IN SUBSECTION (D), [A] A public pool[, except a spa or a pool or multiple pools within one enclosure with a total water surface area of less than 2,500 square feet and a maximum depth of five feet on the grounds of a hotel or motel for the exclusive use of its registered guests,] may not be operated with the same person acting simultaneously as an operator and lifeguard unless the pool is closed to use whenever the lifeguard is not physically present on the deck of the pool.

(d) **Exceptions to lifeguard requirement.** THE REQUIREMENTS IN SUBSECTIONS (B) AND (C) DO NOT APPLY TO:

(1) A SPA; OR

(2) A POOL OR MULTIPLE POOLS WITHIN ONE ENCLOSURE WITH A TOTAL WATER SURFACE AREA OF LESS THAN 2,500 SQUARE FEET AND A MAXIMUM DEPTH OF FIVE FEET ON THE GROUNDS OF:

1 (I) A HOTEL OR MOTEL, WHEN IT IS USED EXCLUSIVELY BY ITS REGISTERED
2 GUESTS; OR
3

4 (II) A HEALTH CLUB, WHEN IT IS USED EXCLUSIVELY BY ITS MEMBERS AND
5 GUESTS WHO ARE AT LEAST 18 YEARS OLD.
6

7 [(d)] (E) **CPR and first aid certificates.** A public or semi-public pool may be operated
8 only under the onsite supervision of an individual possessing a current and valid
9 infant/child/adult CPR (cardiopulmonary resuscitation) certificate and a valid first aid
10 certificate issued by the American Heart Association, the American Red Cross, or a similar
11 organization recognized by the Health Officer.
12

13 [(e)] (F) **Required equipment.** Each public and semi-public pool shall be equipped
14 with a first aid kit and an automated external defibrillator (AED) device approved by the
15 Health Officer and the following safety equipment: a face mask for CPR; disposable latex
16 plastic gloves; a bloodborne pathogen control kit; a light, strong rescue pole not less than
17 10 feet long; a rescue tube designed for lifesaving for each required lifeguard; two blankets;
18 a cot; a backboard designed for medical emergency use that is equipped with straps and
19 head immobilizer; a telephone shall be provided within the pool enclosure or other
20 approved location.
21

22 [(f)] (G) **Signs.** An owner of a public or semi-public pool or of a public or semi-public
23 spa, as those [spas] TERMS are defined in COMAR 10.17.01.05, shall post signs as required
24 by COMAR 10.17.01.40F. at each pool and spa.
25

26 SECTION 3. *And be it further enacted,* That this Ordinance shall take effect 45 days
27 from the date it becomes law.

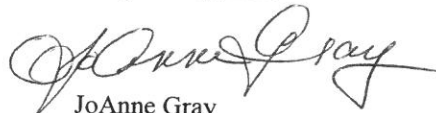
READ AND PASSED this 16th day of July, 2018

By Order:



JoAnne Gray
Administrative Officer

PRESENTED to the County Executive for his approval this 17th day of July, 2018



JoAnne Gray
Administrative Officer

APPROVED AND ENACTED this 20th day of July, 2018



Steven R. Schuh
County Executive

EFFECTIVE DATE:

SEP 3 2018

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.
65-18 THE ORIGINAL OF WHICH IS RETAINED IN THE FILES
OF THE COUNTY COUNCIL.



JoAnne Gray
Administrative Officer