

**PRINCE GEORGE'S COUNTY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 3/26/2002

Reference No.: CB-4-2002

Proposer: County Executive

Draft No.: 1

Sponsors: Hendershot, Dernoga

Item Title: An Act amending the County public swimming pool ordinance to comport with State law and repealing obsolete provisions of the Prince George's County public spa ordinance

Drafter: Karen T. Zvakos
Office of Law

Resource Arthur G. Thacher
Personnel: Health Officer

LEGISLATIVE HISTORY:

Date Presented: 1/29/2002

Executive Action: 4/16/2002 S

Committee Referral: 1/29/2002 HEHS

Effective Date: 6/3/2002

Committee Action: 2/20/2002 FAV

Date Introduced: 3/5/2002

Public Hearing: 3/26/2002 1:30 P.M.

Council Action: 3/26/2002 ENACTED

Council Votes: PS:A, DB:A, TD: A; JE:A, TH:A, RVR:A, AS:A, MW:A

Pass/Fail: P

Remarks: _____

HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE DATE: 2/20/02

Committee Vote: Favorable, 4-0 (In favor: Council Members Hendershot, Gourdine, Bailey and Scott)

The purpose of this legislation is to update the Code and properly reference the Code of Maryland Regulations (COMAR). COMAR now includes "spa" in the definition of a swimming pool which is referenced in County Code, Division 17. Swimming Pools. Subdivision 1. Sec. 5-210. CB-4-2002 also revises Section 5-210 which adopts by reference the Maryland State regulations governing public swimming pools. The COMAR citation listed in 5-210 has changed from COMAR 10.17.04 to 10.17.01. The County Executive supports CB-4-2002.

The Legislative Officer explained that business licenses would no longer be required for spas.

The Department of Health will continue to certify and license pools and spas.

The Legislative Officer and the Office of Law determined it to be in proper legislative form. The Office of Audits and Investigations determined that there should not be any negative fiscal impact as a result of enacting CB-4-2002.

BACKGROUND INFORMATION/FISCAL IMPACT

(Includes reason for proposal, as well as any unique statutory requirements)

This bill amends the County ordinance concerning public swimming pools to comport with the current citation in the Code of Maryland Regulations (COMAR) Section 10.17.01. This section now includes "spa" in the definition of a swimming pool, referenced in Section 5-210 of the County Code, and thereby extends to public spas in the scope of its coverage. Accordingly, this bill deletes the redundant provisions contained in Division 22 concerning public spas.

CODE INDEX TOPICS: