

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

1996 Legislative Session

Bill No. _____ CB-62-1996

Chapter No. _____ 43

Proposed and Presented by Chairman Del Giudice (by request - County Executive)

Introduced by _____ Council Member Del Giudice

Co-Sponsors

Date of Introduction _____ July 9, 1996

BILL

AN ACT concerning

Swimming Pools

For the purpose of amending the County Code to conform with proposed State public swimming pool regulations, modifying public swimming pool licensing fee provisions, and making miscellaneous corrections.

BY repealing and reenacting with amendments:

SUBTITLE 5. BUSINESSES AND LICENSES.

Sections 5-212, 5-214, 5-214.01, 5-218, 5-218.01,
5-219, 5-222, 5-223, 5-225, and 5-226,
The Prince George's County Code
(1995 Edition).

SECTION 1. BE IT ENACTED by the County Council of Prince George's County, Maryland, that Sections 5-212, 5-214, 5-214.01, 5-218, 5-218.01, 5-219, 5-222, 5-223, 5-225, and 5-226 of the Prince George's County Code be and the same are hereby repealed and reenacted with the following amendments:

SUBTITLE 5. BUSINESSES AND LICENSES.

DIVISION 17. SWIMMING POOLS.

**Subdivision 2. County Additions, Insertions, and
Changes to the State Regulations.**

Sec. 5-212. Definitions.

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(7) **Wading Pool** shall mean any pool not normally in excess of [1'00"] 24 inches deep at its maximum depth and usually reserved for use by small children.

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Subdivision 3. Licenses.

Sec. 5-214. Application.

Application for a public swimming pool license shall be made on forms provided by the County Health Officer[, who shall insure that requisite approvals of other State and County departments have been obtained before obtaining such licenses]. The owner of the swimming pool, the lessor of the swimming pool or the property management company shall be the responsible party and must sign as the applicant for the license.

Sec. 5-214.01. Fee.

[The fee for the issuance of a public swimming pool license shall be Two Hundred Fifty Dollars (\$250.00). A duplicate license will be issued, on request, at a charge of Fifteen Dollars (\$15.00).]The fees for the issuance of public swimming pool licenses shall be proposed and recommended by the County Executive and adopted by resolution of the County Council.

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Sec. 5-218. [Qualifications of applicants.]Applications for Swimming Pool Operators Licenses.

[Public swimming pool operators' licenses may be issued to those qualified applicants, sixteen (16) years of age or older, upon proof of successful completion of a training course or written examination approved by the County Health Officer. Such courses shall cover no less than ten hours of instruction in subjects including health considerations, recirculation pumps, filters, water quality, water disinfection, pool safety and first aid, housekeeping and record keeping, off-season protection and public relations.]

(a) Application for a pool operator's license must be made to the Department by

submitting the following:

(1) A completed application along with the appropriate fee and a recent photograph clearly showing the applicant's facial features when trimmed to a size of two inches by two inches;

(2) Documentation that applicant is 16 years of age or older; and

(3) Original written evidence of successful completion of an approved pool operators course; or

(4) A valid pool operator's license from a local jurisdiction with a reciprocal agreement on licensure with the Department; or

(5) When previous experience/training is documented, a passing grade of 75 percent on a challenge exam offered by the Health Officer.

(b) License renewals will be issued upon receipt of the following:

(1) A completed application along with the appropriate fee; and

(2) Proof of having completed an approved four-hour refresher course or the equivalent in continuing education.

(c) To reinstate a revoked license an operator must pass the Department's challenge exam.

Sec. 5-218.01. Fee.

[(a) The fee for the issuance of a public swimming pool operator's license shall be Thirty Dollars (\$30.00).

(b) A duplicate license will be issued, on request, at a charge of Fifteen Dollars (\$15.00).] The fees for the issuance of a public swimming pool operator's license shall be proposed and recommended by the County Executive and adopted by resolution of the County Council.

Sec. 5-219. Term.

Public swimming pool operators' licenses issued pursuant to this Section shall be issued for a [two] three-year period.

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Sec. 5-222. Revocation of licenses.

For serious or repeated violations of this Division, or for interference with the County Health Officer in the performance of his duties, any license required by this Subdivision may be revoked after an opportunity for a hearing has been provided by the County Health Officer.

A written notice of such revocation and written notice of the hearing shall be given to the licensee. [The notice of the hearing shall include the time and place of hearing, and shall set forth the basis for such revocation. Swimming pool operators' licenses may be revoked after opportunity for a hearing has been provided by the County Health Officer if the license was obtained by fraudulent means or if the license is used by any person other than the person in whose name the license was originally issued.]

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Subdivision 4. Supervision.**Sec. 5-223. Qualifications of lifeguards; certificates required.**

Public swimming pool lifeguards must be sixteen (16) years of age or older, and hold a valid [or up-to-date American Red Cross advanced or Y.M.C.A. senior life-saving card or certificate or other] certificate approved by the County Health Officer. Lifeguard certificates required by this Section shall be available for presentation at all times.

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Subdivision 5. Safety.**Sec. 5-225. Safety.**

(a) Each swimming pool shall be provided with an approved first-aid kit which fulfills the minimum requirements of the American Red Cross and the following additional safety equipment:

(1) [A heaving device (such as a ring buoy) with an attached line of adequate length, as determined by pool size] A rescue tube for lifesaving for each lifeguard on duty;

(2) A reaching pole of adequate length as determined by pool size;

(3) A backboard designed for medical emergency use that is equipped with straps and a head immobilizer;

(4) A cot with blankets;

- (5) A whistle (one per guard); and
- (6) A dust pan and brush for glass removal.
- (b) Each swimming pool shall be provided with a telephone within the pool enclosure with all emergency numbers listed.
- (c) All swimming pools using gas chlorine for disinfecting pool water shall have available a gas mask currently approved by the [United States Bureau of Mines] National Institute of Occupational Safety and Health (NIOSH). This mask must not be stored in the gas chlorine room.
- (d) All chemicals kept on the pool premises shall be stored in a safe manner.
- (e) No glass containers shall be allowed within the pool enclosure.
- (f) No situation considered by the County Health Officer to be a safety hazard shall be permitted to exist at any swimming pool.

Subdivision 6. Water Quality.

Sec. 5-226. Water quality.

- (a) All water supplies to a swimming pool must meet all applicable regulations of Prince George's County and the Secretary of Health and Mental Hygiene of the State of Maryland.
- (b) All pools shall maintain a minimum concentration of free residual chlorine in the water in all parts of the swimming pool between 1.5 ppm and 10 ppm and between 3.0 ppm and 10 ppm for wading and therapy pools; if bromine is used, the total concentration shall be between 3.0 ppm and 10 ppm and 4.0 ppm and 8.0 ppm for wading and therapy pools. [based on the pH of the pool water according to the following schedule, except where greater concentrations are required elsewhere herein:

pH	Minimum Free Chlorine Residual
7.2	0.5 ppm
7.3--7.5	0.6 ppm
7.6--7.8	0.9 ppm
7.9--8.2	1.4 ppm

The pH shall not be less than 7.2 nor shall exceed 8.2.

(c) Where chlorinated isocyanurates or cyanuric acid is used in the pool water, a minimum concentration of free residual chlorine in the water in all parts of the swimming pool based on the concentration of cyanuric acid and the pH of the pool water shall be maintained in accordance with the following schedule:

Cyanuric Acid	pH	Minimum Free Chlorine Residual
25--100 ppm	7.2	1.5 ppm
25--100 ppm	7.3--7.5	1.6 ppm
25--100 ppm	7.6--7.8	1.9 ppm
25--100 ppm	7.9--8.2	2.4 ppm]

(c)If [The] cyanuric acid is used, the concentration shall not exceed 100 ppm.

(d) [Provided that the minimum free chlorine residuals (0.5 ppm for an unstabilized pool and 1.5 ppm for a stabilized pool) are maintained, compliance with the applicable sliding scale must be achieved within 24 hours.] The pH of the pool shall be maintained between 7.2 and 7.8.

(e) When any swimming pool is in use, the water shall be of sufficient clarity that the main drain can be clearly seen from all sides of the pool.

(f) All chemicals added to the swimming pool water shall be fed by a mechanical feeder, or in a manner approved by the County Health Officer. All broken mechanical feeders must be repaired within twenty-four (24) hours. Chemicals added during this period must be in a manner approved by the County Health Officer.

(g) Approved water-testing kits shall be provided at each pool for determining pH, free chlorine residual, using D.P.D. method of determination, and if used in the pool water, cyanuric acid. Free chlorine and pH readings must be taken and recorded a minimum of every two (2)

hours when the pool is in operation. The ranges of test kit readings must be approved by the County Health Officer to determine that the kit is capable of monitoring the water chemistry adequately.

(h) All chemicals added to the pool water must be approved by the County Health Officer. Any guidelines issued by the County Health Officer regarding the use of a particular chemical must be adhered to.

SECTION 2. BE IT FURTHER ENACTED that this Act shall take effect forty-five (45) calendar days after it becomes law.

Adopted this 30th day of July, 1996.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY:
Stephen J. Del Giudice
Chairman

ATTEST:

Joyce T. Sweeney
Clerk of the Council

APPROVED:

DATE: _____

BY:
Wayne K. Curry
County Executive

KEY:

Underscoring indicates language added to existing law.

[Brackets] indicate language deleted from existing law.

Asterisks *** indicate intervening existing Code provisions that remain unchanged.

