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S.B. 309
133rd General Assembly

Bill Analysis

Version: As Introduced

Primary Sponsor: Sen. Gavarone

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SUMMARY

- Allows a resident of a dwelling with a private residential swimming pool to allow paid, one-on-one, certified swimming classes at the pool without obtaining a public swimming pool license from the board of health or Department of Health.
- Restricts those certified swimming classes to any of the following:
 - Infant Swimming Resource (ISR) classes;
 - American Red Cross swimming classes, swimming lessons, or learn-to-swim classes; and
 - Any other swimming class authorized by the Director of Health.
- Declares an emergency (meaning the bill goes into immediate effect).

DETAILED ANALYSIS

Swimming classes at private pools

The bill allows a resident of a dwelling with a private residential swimming pool (a pool that is located at a dwelling housing no more than three families) to allow paid, one-on-one, certified swimming classes at the pool without obtaining a public swimming pool license from the board of health or Department of Health.¹ However, it restricts those certified swimming classes to any of the following, taught by certified swimming instructors:²

¹ See R.C. 3749.04, not in the bill. In most instances, a board of health issues licenses for public swimming pools. However, there are circumstances when a board is not authorized to do so. In those cases, the Department of Health issues the licenses. See R.C. 3749.07, not in the bill.

² Under the bill, a “certified swimming instructor” means a certified ISR instructor, a certified American Red Cross swimming instructor, and any other swim instructor authorized by the Director. R.C. 3749.01(L).

1. Infant Swimming Resource (ISR) classes;
2. American Red Cross swimming classes, swimming lessons, or learn-to-swim classes; and
3. Any other swimming class authorized by the Director of Health.³

Under current law, a private residential swimming pool must be used exclusively by a resident and the resident's nonpaying guests – if the resident charges a fee to guests, the pool's operator must be licensed as a public swimming pool operator.⁴

The bill also declares an emergency (meaning the bill goes into immediate effect).⁵

HISTORY

Action	Date
Introduced	05-05-20

S0309-I-133/ar

³ R.C. 3749.01.

⁴ R.C. 3749.01(F) and (G). *See also* R.C. 3749.04, not in the bill.

⁵ Section 3.