

# HOUSE RESEARCH

## Bill Summary

**FILE NUMBER:** H.F. 352

**DATE:** February 18, 1999

**Version:** As Introduced

**Authors:** Mulder

**Subject:** Wading Pools Used At Certain Family Day Care Homes

**Analyst:** Elisabeth M. Loehrke, 651-296-5043

This publication can be made available in alternative formats upon request. Please call 651-296-6753 (voice); or the Minnesota State Relay Service at 1-800-627-3529 (TTY) for assistance. Summaries are also available on our website at: [www.house.mn/hrd](http://www.house.mn/hrd).

---

### Overview

This bill requires the Commissioner of Health to amend Health Department rules to specify that wading pools used at certain licensed and unlicensed family day care homes are not regulated as public swimming pools by the Department.

The Health Department regulates the operation of all public pools and enforces maintenance, design, installation, and construction standards for public pools in Minnesota Rules. All pools, including wading pools, that are used by numbers of persons and used as part of a business such as a licensed child care facility are considered public pools that must meet public pool standards established in rule. Private residential pools-which are connected with single-family homes or duplexes, located on private property, only used by family members and invited guests, and not used as part of a business-are not regulated as public pools by the Department.

### Section

**1 Rules regulating public swimming pools.** Paragraph (a) directs the Commissioner of Health to amend the definitions of "public pool" and "private residential pool" in Health Department rules to specify that wading pools used in the following settings are not regulated as public pools by the Health Department:

wading pools used at licensed family day care or group family day care homes;

wading pools used at unlicensed, nonresidential child care programs where an unrelated person provides care to children from a single related family; and

wading pools used at certain other nonresidential child care programs that serve a limited number of children and that are exempt from licensure until June 30, 1999.

Paragraph (b) permits the commissioner to amend rules using an expedited process.

**2 Effective date.** Makes section 1 effective the day following final enactment.