



SENATE BILL No. 895

October 14, 1993, Introduced by Senators CARL and EHLERS
and referred to the Committee on Local Government and
Urban Development

A bill to amend section 12521 of Act No 368 of the Public
Acts of 1978, entitled as amended
"Public health code,"
being section 333 12521 of the Michigan Compiled Laws and to add
section 12522a

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Section 12521 of Act No 368 of the Public Acts
2 of 1978 being section 333 12521 of the Michigan Compiled Laws,
3 is amended and section 12522a is added to read as follows

4 Sec 12521 As used in sections 12521 to 12534

5 (a) "Person" means a person as defined in section 1106 or a
6 governmental entity

7 (b) "Public swimming pool" means an artificial body of water
8 used collectively by a number of individuals primarily for the
9 purpose of swimming, wading, recreation, or instruction and

1 includes related equipment structures, areas, and enclosures
2 intended for the use of individuals using or operating the swim-
3 ming pool such as equipment, dressing, locker, shower, and toilet
4 rooms Public swimming ~~poools include those which are for parks,~~
5 ~~schools, motels, camps, resorts, apartments, clubs, hotels,~~
6 ~~mobile home parks, subdivisions, and the like~~ POOL INCLUDES AN
7 ARTIFICIAL BODY OF WATER LOCATED IN OR OPERATED BY A PARK,
8 SCHOOL, MOTEL, CAMP, RESORT, APARTMENT, CLUB, HOTEL, MOBILE HOME
9 PARK, SUBDIVISION, OR SIMILAR ENTITY ~~A~~ PUBLIC SWIMMING POOL
10 DOES NOT INCLUDE A pool or portable pool located on the ~~'same'~~
11 premises ~~with~~ OF a 1-, 2-, 3-, or 4-family dwelling ~~and~~ for
12 the benefit of the DWELLING occupants and their guests, a natural
13 bathing area such as a stream, lake, river, or man-made lake, an
14 exhibitor's swimming pool built as a model at the site of the
15 seller ~~and~~ in which swimming by the public is not permitted, or
16 a pool serving not more than 4 motel units ~~is not a public~~
17 ~~swimming pool~~

18 (C) "STARTING PLATFORM" MEANS A DEVICE TEMPORARILY OR PER-
19 MANENTLY PLACED IN OR AT THE EDGE OF A PUBLIC SWIMMING POOL TO
20 PROVIDE A SURFACE FROM WHICH TO DIVE

21 SEC 12522A A PERSON SHALL NOT ERECT OR MAINTAIN A START-
22 ING PLATFORM IN OR AT THE EDGE OF A PUBLIC SWIMMING POOL IF WATER
23 IMMEDIATELY SURROUNDING THE STARTING PLATFORM IS LESS THAN 5 FEET
24 DEEP