

HOUSE BILL No. 4155

February 5, 2003, Introduced by Reps. Kolb, Vagnozzi and Lipsey and referred to the Committee on Judiciary.

A bill to regulate certain health clubs with respect to potential medical emergencies; and to provide for civil sanctions.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. As used in this act:

2 (a) "Department" means the department of community health.

3 (b) "Person" means an individual, partnership, corporation,
4 association, governmental entity, or other legal entity.

5 (c) "Health club" means an establishment that provides, as
6 its primary purpose, services or facilities that are purported to
7 assist patrons in physical exercise, in weight control, or in
8 figure development, including, but not limited to, a fitness
9 center, studio, salon, or club. A health club does not include a
10 hotel or motel that provides physical fitness equipment or
11 activities, an organization solely offering training or

1 facilities for an individual sport, or a weight reduction
2 center.

3 Sec. 2. The owner or operator of a health club shall do
4 both of the following:

5 (a) At all times during which the health club is open and its
6 facilities and services are available for use, have at least 1
7 employee present on the premises of the health club who has
8 satisfactorily completed a course or courses in basic first aid
9 and basic cardiopulmonary resuscitation taught by the American
10 red cross, the American heart association, or an equivalent
11 organization approved by the department.

12 (b) Develop and implement an emergency plan to address
13 emergency services, when needed, during operational hours at the
14 health club.

15 Sec. 3. A person who violates this act is responsible for a
16 state civil infraction and shall be ordered to pay a civil fine
17 as follows:

18 (a) Not more than \$250.00 for a first violation.

19 (b) Not more than \$500.00 for a second violation.

20 (c) Not more than \$1,000.00 for a third or subsequent
21 violation.