

SENATE BILL 337

E4, L6

0lr3041
CF HB 1350

By: **Senator Eckardt**

Introduced and read first time: January 23, 2020

Assigned to: Judicial Proceedings

Committee Report: Favorable

Senate action: Adopted

Read second time: February 25, 2020

CHAPTER _____

1 AN ACT concerning

2 **Splash Pads – Lifeguards**

3 FOR the purpose of prohibiting the State, the governing body of a county, or a municipality
4 from requiring a lifeguard to be present at a splash pad when the splash pad is in
5 use; and generally relating to splash pads.

6 BY transferring

7 Article – Local Government

8 Section 13–411

9 Annotated Code of Maryland

10 (2013 Volume and 2019 Supplement)

11 to be

12 Article – Public Safety

13 Section 1–601

14 Annotated Code of Maryland

15 (2018 Replacement Volume and 2019 Supplement)

16 BY repealing and reenacting, with amendments,

17 Article – Public Safety

18 Section 1–601 to be under the new subtitle “Subtitle 6. Miscellaneous”

19 Annotated Code of Maryland

20 (2018 Replacement Volume and 2019 Supplement)

21 (As enacted by Section 1 of this Act)

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 That Section(s) 13–411 of Article – Local Government of the Annotated Code of Maryland
 2 be transferred to be Section(s) 1–601 of Article – Public Safety of the Annotated Code of
 3 Maryland.

4 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
 5 as follows:

6 **Article – Public Safety**

7 **SUBTITLE 6. MISCELLANEOUS.**

8 1–601.

9 (a) In this section, “splash pad” means an outdoor play area:

10 (1) with sprinklers, fountains, nozzles, or other devices or structures that
 11 spray water;

12 (2) in which water is not allowed to accumulate; and

13 (3) that is not used for submersion of the human body.

14 (b) The governing body of a county may adopt and enforce rules and regulations
 15 to govern the sanitary condition of splash pads and any sanitary feature connected to a
 16 splash pad.

17 **(C) THE STATE, THE GOVERNING BODY OF A COUNTY, OR A MUNICIPALITY**
 18 **MAY NOT REQUIRE A LIFEGUARD TO BE PRESENT AT A SPLASH PAD WHEN THE**
 19 **SPLASH PAD IS IN USE.**

20 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
 21 1, 2020.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.