



707110

LEGISLATIVE ACTION

| | | |
|------------|---|-------|
| Senate | . | House |
| Comm: RCS | . | |
| 03/21/2019 | . | |
| | . | |
| | . | |
| | . | |

The Committee on Community Affairs (Hooper) recommended the following:

Senate Amendment (with title amendment)

Delete lines 60 - 93

and insert:

(2) A property owner may not transfer, for consideration, ownership of a parcel that includes a swimming pool unless the swimming pool meets at least two of the requirements under subsection (1).

(3)~~(2)~~ A person who fails to equip a ~~new~~ residential swimming pool with at least two ~~one~~ pool safety features ~~feature~~



707110

11 as required in subsection (1) or subsection (2) commits a
12 noncriminal violation ~~misdemeanor of the second degree,~~
13 punishable as provided in ~~s. 775.082 or~~ s. 775.083, except that
14 a penalty may not ~~no penalty shall~~ be imposed if the person,
15 within 45 days after ~~arrest or~~ issuance of a citation ~~summons or~~
16 ~~a notice to appear,~~ has equipped the pool with at least two ~~one~~
17 safety features ~~feature~~ as required in subsection (1) or
18 subsection (2) and has attended a drowning prevention education
19 program established by s. 515.31. However, the requirement of
20 attending a drowning prevention education program is waived if
21 such program is not offered within 45 days after issuance of the
22 citation.

23 Section 4. Subsection (1) of section 515.31, Florida
24 Statutes, is amended to read:

25 515.31 Drowning prevention education program; public
26 information publication.—

27 (1) The department shall develop a drowning prevention
28 education program, which shall be made available to the public
29 at the state and local levels and which shall be required as set
30 forth in s. 515.27(3) ~~s. 515.27(2)~~ for persons in violation of
31 the pool safety requirements of this chapter. The department may
32 charge a fee, not to exceed \$100, for attendance at such a
33 program. The drowning prevention education program shall be
34 funded using fee proceeds, state funds appropriated for such
35 purpose, and grants. The department, in lieu of developing its
36 own program, may adopt a nationally recognized drowning
37 prevention education program to be approved for use in local
38 safety education programs, as provided in rule of the
39 department.



707110

40 Section 5. This act shall take effect October 1, 2019.

41

42 ===== T I T L E A M E N D M E N T =====

43 And the title is amended as follows:

44 Delete lines 10 - 13

45 and insert:

46 property owner from transferring ownership of a parcel
47 that includes a swimming pool unless certain
48 requirements are met; providing civil penalties rather
49 than criminal penalties; amending s. 515.31, F.S.;
50 conforming