

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Gardiner offered the following:

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3 **Amendment to Senate Amendment (074374) (with title**  
4 **amendment)**

5 Between line(s) 6-7 and insert:

6 Section 1. Effective January 1, 2009, section 515.295,  
7 Florida Statutes, is created to read:

8 515.295 Residential swimming pool and spa drain-cover  
9 safety.--

10 (1) For purposes of this section, the term:

11 (a) "ASME/ANSI" as applied to a safety standard means a  
12 standard that is accredited by the American National Standards  
13 Institute and published by the American Society of Mechanical  
14 Engineers.

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15       (b) "Main drain" means a submerged suction outlet  
16 typically located at the bottom of a swimming pool or spa to  
17 conduct water to a recirculating pump.

18       (c) "Safety vacuum release system" means a vacuum release  
19 system capable of providing vacuum release at a suction outlet  
20 caused by a high vacuum occurrence due to a suction outlet flow  
21 blockage.

22       (d) "Unblockable drain" means a drain of any size and  
23 shape which a human body cannot sufficiently block to create a  
24 suction-entrapment hazard.

25       (2) All residential swimming pools and spas constructed on  
26 or after January 1, 2009, must have more than one drain, one or  
27 more unblockable drains, or no main drain.

28       (3) All residential swimming pools and spas constructed on  
29 or after January 1, 2009, having a main drain, other than an  
30 unblockable drain, must be equipped with a drain cover that  
31 meets the consumer product safety standard established by s.  
32 1404 of Title XIV of the Federal Energy Independence and  
33 Security Act of 2007.

34       (4) All residential swimming pools and spas constructed on  
35 or after January 1, 2009, must be equipped with one or more of  
36 the following devices and systems designed to prevent entrapment  
37 by the pool or spa drain:

38       (a) A safety vacuum release system that ceases operation  
39 of the pump, reverses the circulation flow, or otherwise  
40 provides a vacuum release at a suction outlet when a blockage is  
41 detected. Such system must have been tested by an independent

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42 third party and found to conform to ASME/ANSI standard

43 A112.19.17 or ASTM standard F2387.

44 (b) A suction-limiting vent system that has a tamper-  
45 resistant atmospheric opening.

46 (c) A gravity drainage system that uses a collector tank.

47 (d) An automatic pump shut-off system.

48 (e) A device or system that disables the drain.

49 (f) Any other system determined by the department to be  
50 equally effective as, or better than, the systems described in  
51 this subsection at preventing or eliminating the risk of injury  
52 or death associated with swimming pool and spa drainage systems.

53 (5) Any device or system described in subsection (3) must  
54 meet the requirements of any ASME/ANSI or ASTM performance  
55 standard, if there is such a standard for such a device or  
56 system, or any applicable consumer product safety standard.

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63 **T I T L E A M E N D M E N T**

64 Remove lines 1300 and insert:

65 An act relating to residential properties; creating s. 515.295,  
66 F.S.; providing definitions; requiring residential pools and  
67 spas built after a specified date to have certain features;  
68 amending s.

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