

1 A bill to be entitled
 2 An act relating to regulation of public swimming and
 3 bathing facilities; amending s. 514.025, F.S.; authorizing
 4 the Department of Health to assign to certain special
 5 districts duties relating to the construction and
 6 inspection of, and the issuing of permits for, public
 7 swimming pools and bathing places; requiring the
 8 department to evaluate personnel qualifications and
 9 enforce rules pertaining thereto; providing for transfer
 10 of specified surveillance duties from the department to
 11 certain special districts; amending s. 514.033, F.S.;
 12 authorizing certain special districts to collect fees
 13 relating to construction, development, and modification of
 14 public swimming pools and bathing places; requiring
 15 deposit of such fees in the applicable County Health
 16 Department Trust Fund; providing an effective date.

17
 18 Be It Enacted by the Legislature of the State of Florida:

19
 20 Section 1. Section 514.025, Florida Statutes, is amended
 21 to read:

22 514.025 Assignment of authority to county health
 23 departments or single and multipurpose special districts.--

24 (1) The department shall assign to county health
 25 departments or single and multipurpose special districts that
 26 are staffed with qualified engineering personnel the functions
 27 of reviewing applications and plans for the construction,
 28 development, or modification of public swimming pools or bathing

HB 1011

2009

29 | places; of conducting inspections for and issuance of initial
30 | operating permits; and of issuing all permits. If the county
31 | health department or the single and multipurpose special
32 | district is not assigned the functions of application and plan
33 | review and the issuance of initial operating permits, the
34 | department shall be responsible for such functions. The
35 | department shall make the determination concerning the
36 | qualifications of county health department or special district
37 | personnel to perform these functions and may make and enforce
38 | such rules pertaining thereto as it shall deem proper.

39 | (2) After the initial operating permit is issued, the
40 | county health departments or single and multipurpose special
41 | districts assigned the functions described in subsection (1)
42 | shall assume full responsibility for routine surveillance of all
43 | public swimming pools and bathing places, including
44 | responsibility for a minimum of two routine inspections
45 | annually, complaint investigations, enforcement procedures,
46 | reissuance of operating permits, and renewal of operating
47 | permits.

48 | Section 2. Subsections (1) and (4) of section 514.033,
49 | Florida Statutes, are amended to read:

50 | 514.033 Creation of fee schedules authorized.--

51 | (1) The department is authorized to establish a schedule
52 | of fees to be charged by the department or by any authorized
53 | county health department or single and multipurpose special
54 | district pursuant to ~~as detailed in~~ s. 514.025 for the review of
55 | applications and plans to construct, develop, or modify a public
56 | swimming pool or bathing place, for the issuance of permits to

HB 1011

2009

57 | operate such establishments, and for the review of variance
58 | applications for public swimming pools and bathing places. Fees
59 | assessed under this chapter shall be in an amount sufficient to
60 | meet the cost of carrying out the provisions of this chapter.

61 | (4) Fees collected by the department in accordance with
62 | this chapter shall be deposited into the Public Swimming Pool
63 | and Bathing Place Trust Fund for the payment of costs incurred
64 | in the administration of this chapter. Fees collected by county
65 | health departments and single and multipurpose special districts
66 | performing functions pursuant to s. 514.025 shall be deposited
67 | into the County Health Department Trust Fund of the county in
68 | which the public swimming pool or bathing place for which the
69 | fee is charged will be or is located. Any fee collected under
70 | this chapter is nonrefundable.

71 | Section 3. This act shall take effect July 1, 2009.