

By Senator Taddeo

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1 A bill to be entitled
2 An act relating to residential swimming pools;
3 providing a short title; amending s. 468.8323, F.S.;
4 requiring a home inspector to specify in his or her
5 written report whether a swimming pool meets certain
6 requirements; amending s. 515.29, F.S.; requiring that
7 a pool barrier be used at certain times at a residence
8 where a young child resides; amending s. 515.33, F.S.;
9 requiring a property owner who owns a parcel with a
10 swimming pool to provide a person purchasing the
11 parcel with specified information relating to pool
12 safety; requiring the purchaser to acknowledge the
13 receipt of such information in writing; providing an
14 effective date.

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16 Be It Enacted by the Legislature of the State of Florida:

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18 Section 1. This act may be cited as the "Sylas Alexander
19 Gatlyn Act".

20 Section 2. Paragraph (d) is added to subsection (1) of
21 section 468.8323, Florida Statutes, to read:

22 468.8323 Home inspection report.—Upon completion of each
23 home inspection for compensation, the home inspector shall
24 provide a written report prepared for the client.

25 (1) The home inspector shall report:

26 (d) If there is a swimming pool, as defined in s. 515.25,
27 whether the swimming pool meets at least one of the requirements
28 under s. 515.27(1).

29 Section 3. Subsection (6) is added to section 515.29,

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30 Florida Statutes, to read:

31 515.29 Residential swimming pool barrier requirements.—

32 (6) A swimming pool at a residence that has a young child
33 residing at the residence must have a barrier in place any time
34 the pool is not being used or cleaned.

35 Section 4. Section 515.33, Florida Statutes, is amended to
36 read:

37 515.33 Information required to be furnished to buyers.—

38 (1) A licensed pool contractor, on entering into an
39 agreement with a buyer to build a residential swimming pool, or
40 a licensed home builder or developer, on entering into an
41 agreement with a buyer to build a house that includes a
42 residential swimming pool, must give the buyer a document
43 containing the requirements of this chapter and a copy of the
44 publication produced by the department under s. 515.31 that
45 provides information on drowning prevention and the
46 responsibilities of pool ownership.

47 (2) A property owner who owns a parcel that includes a
48 swimming pool, on entering into an agreement with a buyer for
49 the purchase of such parcel, must give the buyer a document
50 containing the requirements of this chapter and a copy of the
51 publication produced by the department under s. 515.31 that
52 provides information on drowning prevention and the
53 responsibilities of pool ownership. The buyer must acknowledge,
54 in writing, that he or she received such documents.

55 Section 5. This act shall take effect July 1, 2021.