HOUSE DOCKET, NO. 4055 FILED ON: 2/12/2009

HOUSE . . . . . No. 3927

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act relative to private swimming pools..

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Section 206 of chapter 140 of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by striking out the third paragraph and inserting in place thereof the following paragraph:-

For the purposes of this section, “semipublic outdoor inground pool” shall mean a swimming or wading pool on the premises of, or used in connection with, a hotel, motel, trailer court, apartment house, country club, youth club, school, camp, or similar establishment where the primary purpose of the establishment is not the operation of the swimming facilities; provided, that notwithstanding any law or regulation to the contrary, a semipublic outdoor inground pool on the premises of, or used in connection with an apartment house or condominium as defined in chapter 183A , shall not be required to have the presence of a pool supervisor, a lifeguard, a pool attendant or any other trained person. Semipublic outdoor inground swimming pool shall also mean a pool constructed and maintained by groups for the purposes of providing bathing facilities for members and guests only.