

SENATE No. 204

The Commonwealth of Massachusetts

PRESENTED BY:

James E. Timilty

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to athletic recreation facilities.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | |
|-------------------------|----------------------------|------------------|
| <i>James E. Timilty</i> | <i>Bristol and Norfolk</i> | |
| <i>Paul R. Feeney</i> | <i>Bristol and Norfolk</i> | <i>1/12/2018</i> |

SENATE No. 204

By Mr. Timilty, a petition (accompanied by bill, Senate, No. 204) of James E. Timilty for legislation relative to athletic recreation facilities. Economic Development and Emerging Technologies.

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to athletic recreation facilities.

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

1 SECTION 1. Chapter 140 of the General Laws, as appearing in the 2014 Official Edition,
2 is hereby amended by adding the following section:-

3 Section 207. (a) For the purposes of this section, “athletic recreation facility” shall mean
4 a commercial, community, or corporate recreation facility that hosts activity-based health and
5 fitness programs or that promotes recreational physical activity. Semipublic athletic recreation
6 facility shall also mean a facility constructed and maintained by groups for the purposes of
7 providing athletic recreation facilities for members and guests only. (b) Every owner or manager
8 of a public and semipublic athletic recreation facility shall post a written medical emergency
9 response plan. Every owner or manager of a public and semipublic athletic recreation facility
10 shall practice the response sequence with all employees annually in January. Every owner or
11 manager of a public and semipublic athletic recreation facility shall review the response
12 sequence with local fire and police officials at least 1 time each calendar year. Each plan shall

13 include: (1) a method for establishing a rapid communication system linking all parts of the
14 athletic recreation facility, including outdoor facilities and practice fields, to the emergency
15 medical services system and protocols to clarify when the emergency medical services system
16 and other emergency contact people shall be called; (2) a determination of emergency medical
17 service response time to any location on the grounds; (3) a list of relevant contacts and telephone
18 numbers with a protocol indicating when each person shall be called, including names of
19 professionals to help with post-emergency support; (4) a method to efficiently direct emergency
20 medical services personnel to any location on the grounds, including to the location of available
21 rescue equipment; (5) a method of providing access to training in cardiopulmonary resuscitation
22 and first aid for all staff, which may include training high school students in cardiopulmonary
23 resuscitation; and (6) in the event the athletic recreation facility possesses an automated external
24 defibrillator, the location of the device, whether or not its location is either fixed or portable and
25 those personnel who are trained in its use. (c) Every public and semipublic athletic recreation
26 facility shall provide a working landline telephone as part of the rapid communication system
27 linking all parts of the athletic recreation facility, including outdoor facilities and practice fields,
28 to the emergency medical services system. (d) Any owner or manager of such public or
29 semipublic athletic recreation facility, who fails to comply with the provisions of this section
30 shall be punished by a fine of not more than one thousand dollars.

31 SECTION 2. Subsection (d) of section 207 of chapter 140 of the General Laws, inserted
32 by section 1 of this act shall apply to every public and semipublic athletic recreation facility
33 constructed on or after the effective date of this act.

34 SECTION 3. Said subsection (d) of said section 207 of said chapter 140 shall apply to
35 every public and semipublic athletic recreation facility that existed before the effective date of
36 this act, 1 year after the effective date of this act.