



Sen. Michael E. Hastings

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10400HB3050sam001

LRB104 09861 BAB 26171 a

1 AMENDMENT TO HOUSE BILL 3050

2 AMENDMENT NO. _____. Amend House Bill 3050 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Swimming Facility Act is amended by
5 changing Sections 3 and 5 and by adding Sections 3.25, 3.26,
6 and 21.2 as follows:

7 (210 ILCS 125/3) (from Ch. 111 1/2, par. 1203)

8 Sec. 3. Definitions. As used in this Act, unless the
9 context otherwise requires, the terms specified in Sections
10 3.01 through 3.26 ~~3.24~~ have the meanings ascribed to them in
11 those Sections.

12 (Source: P.A. 96-1081, eff. 7-16-10; 97-957, eff. 1-1-13.)

13 (210 ILCS 125/3.25 new)

14 Sec. 3.25. Cold spa. "Cold spa" means a basin of cold water
15 that is maintained at a cold temperature. "Cold Spa" does not

1 include the use or installation of portable, manufactured, or
2 commercially available cold spas unless they comply with the
3 provisions of this Act.

4 (210 ILCS 125/3.26 new)

5 Sec. 3.26. Cold water. "Cold water" means water that is
6 maintained between 40 degrees Fahrenheit and 60 degrees
7 Fahrenheit.

8 (210 ILCS 125/5) (from Ch. 111 1/2, par. 1205)

9 Sec. 5. Permit for construction or major alteration. No
10 swimming facility shall be constructed or altered in a major
11 manner until plans, specifications, and other information
12 relative to such swimming facility and appurtenant facilities
13 as may be requested on forms provided by the Department are
14 submitted to and reviewed by the Department and found to
15 comply with minimum sanitary and safety requirements and
16 design criteria, and until a permit for the construction or
17 major alteration is issued by the Department. Permits are
18 valid for a period of 2 years ~~one year~~ from date of issue. They
19 may be reissued upon application to the Department and payment
20 of the permit fee.

21 The fee to be paid by an applicant for a permit for
22 construction, major alteration, or installation of each
23 swimming facility shall be in accordance with Sections 8.1,
24 8.2, and 8.3 of this Act and shall accompany such application.

1 (Source: P.A. 96-1081, eff. 7-16-10; 97-957, eff. 1-1-13.)

2 (210 ILCS 125/21.2 new)

3 Sec. 21.2. Operation of cold spa. It is lawful for a
4 licensee to operate a cold spa in a manner that complies with
5 the provisions of this Act and the rules adopted under this
6 Act, subject to the following conditions:

7 (1) the licensee must display a sign posted in a
8 conspicuous position that allows the patron to read the
9 sign prior to entering the cold spa warning users about
10 the risks associated with the use of cold spas and
11 recommended guidelines, including, but not limited to:

12 (A) the operating temperature, which shall not be
13 less than 40 degrees Fahrenheit;

14 (B) the duration of time for the use of cold spas;

15 (C) the possible impact on clear thinking and
16 restriction of normal physical activity; and

17 (D) discomfort or pain that may be experienced
18 during rewarming;

19 (2) the licensee must prohibit use of the cold spa by
20 children under the age of 14;

21 (3) the licensee must ensure that there is an employee
22 on staff during business hours who is trained in
23 recognizing the signs and symptoms of hypothermia and who
24 is certified in first aid and basic cardiopulmonary
25 resuscitation.

1 (4) the licensee must have at least one hypothermic
2 thermometer or electronic thermometer capable of aiding in
3 the diagnosis of hypothermia on the facility premises;

4 (5) the licensee must include a non-slip deck or mat
5 around the entrance and exit of the cold spa;

6 (6) the licensee must install a clock or timer in a
7 conspicuous location that can be viewed from anywhere in
8 the cold spa; and

9 (7) the water must be continuously filtered or
10 sanitized, or the water must be drained and replaced with
11 sanitized water between each use.

12 The Department may adopt rules to implement the
13 requirements set forth in this Section.".