

By: Romero, Jr., Holland, Toth

H.B. No. 2205

Substitute the following for H.B. No. 2205:

By: J. Johnson of Harris

C.S.H.B. No. 2205

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to applicability of the International Swimming Pool and  
3 Spa Code to certain pools, spas, and other swimming areas.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 341.0645, Health and Safety Code, is  
6 amended by amending Subsection (b) and adding Subsection (c) to  
7 read as follows:

8 (b) The executive commissioner shall adopt by rule pool  
9 safety standards necessary to prevent drowning. The standards must:

10 (1) be at least as stringent as those imposed under the  
11 federal Virginia Graeme Baker Pool and Spa Safety Act (15 U.S.C.  
12 Section 8001 et seq.); and

13 (2) comply with a version of the International  
14 Swimming Pool and Spa Code, as defined by Section 214.103, Local  
15 Government Code, that is not older than the version in effect on May  
16 1, 2019.

17 (c) Notwithstanding Subsection (b), the department is not  
18 required to take the following actions as required by the  
19 International Swimming Pool and Spa Code:

20 (1) establish an enforcement program;

21 (2) establish an application and permitting program;

22 (3) establish an inspection program;

23 (4) establish a plan review program for new  
24 construction;

1           (5) review additions or renovations to existing pools  
2 and spas; or

3           (6) conduct construction inspections for new pools and  
4 spas or for pools and spas that are renovated or for which additions  
5 are made.

6           SECTION 2. Section 214.103(b), Local Government Code, is  
7 amended to read as follows:

8           (b) To protect the public health, safety, and welfare, the  
9 International Swimming Pool and Spa Code, as it existed on May 1,  
10 2019, is adopted as the municipal swimming pool and spa code in this  
11 state. A municipality may adopt a more recent version of the  
12 International Swimming Pool and Spa Code to apply in the  
13 municipality.

14           SECTION 3. This Act takes effect September 1, 2021.