

# HOUSE BILL 1350

E4, L6

0lr1357  
CF SB 337

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By: **Delegates Mautz, Anderton, Arian, Corderman, Hartman, Hornberger, and Krebs**

Introduced and read first time: February 7, 2020

Assigned to: Health and Government Operations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Splash Pads – Lifeguards**

3 FOR the purpose of prohibiting the State, the governing body of a county, or a municipality  
4 from requiring a lifeguard to be present at a splash pad when the splash pad is in  
5 use; and generally relating to splash pads.

6 BY transferring

7 Article – Local Government

8 Section 13–411

9 Annotated Code of Maryland

10 (2013 Volume and 2019 Supplement)

11 to be

12 Article – Public Safety

13 Section 1–601

14 Annotated Code of Maryland

15 (2018 Replacement Volume and 2019 Supplement)

16 BY repealing and reenacting, with amendments,

17 Article – Public Safety

18 Section 1–601 to be under the new subtitle “Subtitle 6. Miscellaneous”

19 Annotated Code of Maryland

20 (2018 Replacement Volume and 2019 Supplement)

21 (As enacted by Section 1 of this Act)

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
23 That Section(s) 13–411 of Article – Local Government of the Annotated Code of Maryland  
24 be transferred to be Section(s) 1–601 of Article – Public Safety of the Annotated Code of  
25 Maryland.

26 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



as follows:

**Article – Public Safety**

**SUBTITLE 6. MISCELLANEOUS.**

1–601.

(a) In this section, “splash pad” means an outdoor play area:

(1) with sprinklers, fountains, nozzles, or other devices or structures that spray water;

(2) in which water is not allowed to accumulate; and

(3) that is not used for submersion of the human body.

(b) The governing body of a county may adopt and enforce rules and regulations to govern the sanitary condition of splash pads and any sanitary feature connected to a splash pad.

**(C) THE STATE, THE GOVERNING BODY OF A COUNTY, OR A MUNICIPALITY MAY NOT REQUIRE A LIFEGUARD TO BE PRESENT AT A SPLASH PAD WHEN THE SPLASH PAD IS IN USE.**

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2020.