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INTRODUCED BY Gorsfield SENATE BILL NO. 400

BY REQUEST OF THE SENATE BUSINESS AND INDUSTRY COMMITTEE

A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING REQUIREMENTS FOR FLOW-THROUGH HOT SPRINGS POOLS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

STATEMENT OF INTENT

A statement of intent is required for this bill because the bill gives the department of health and environmental sciences authority to adopt administrative rules. It is the intent of the legislature that in adopting rules to implement [section 1], the department consult with flow-through hot springs pool owners. The rules should set out standards for hot springs pools maintained at or near 105 degrees F and used primarily for soaking, pools under 100 degrees F and used primarily for swimming, and shallow pools designed primarily for young children.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. Section 1. Special requirements for flow-through hot springs pools. In addition to the other requirements of this chapter and rules promulgated under this chapter, flow-through hot springs pools must meet the following requirements:

- (1) The temperature of the pool water must be less than 105 degrees F.
- (2) The water must have sufficient clarity at all times so that a black disc, 6 inches in diameter, is readily visible when placed on a white field at the deepest point of the pool.
- (3) The pool water must be maintained at a pH of no less than 7.2 and not greater than 8.5.
- (4) The pool must provide sufficient water volume exchange to produce an 8-hour turnover of the entire volume of pool water to waste. In addition:
 - (a) the pool, and all surfaces that flow into the pool, must be drained, cleaned, and sanitized every 72 hours; or
 - (b) the pool must be disinfected, and a chlorine residual of 1 to 3 parts per million or a bromine residual of 3 to 6 parts per million must be maintained in the pool at all times.

1 (5) Signs must be prominently posted that specify pool rules and special health hazards associated
2 with swimming or bathing in flow-through hot springs pools. The contents of the signs must be determined
3 by department rule. The department, in developing rules under this section, shall consult with flow-through
4 hot springs pool owners.

5

6 **NEW SECTION. Section 2. Codification instruction.** [Section 1] is intended to be codified as an
7 integral part of Title 50, chapter 53, part 1, and the provisions of Title 50, chapter 53, part 1, apply to
8 [section 1].

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10 **NEW SECTION. Section 3. Effective date.** [This act] is effective on passage and approval.

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BUSINESS & INDUSTRY

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13 and used primarily for soaking, pools under 100 degrees F and used primarily for swimming, and shallow
14 pools designed primarily for young children.

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19 to the other requirements of this chapter and rules promulgated under this chapter, flow-through hot springs
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- 22 (2) The water must have sufficient clarity at all times so that a black disc, 6 inches in diameter,
23 is readily visible when placed on a white field at the deepest point of the pool.
- 24 (3) The pool water must be maintained at a pH of no less than 7.2 and not greater than 8.5.
- 25 (4) The pool must provide sufficient water volume exchange to produce an 8-hour turnover of the
26 entire volume of pool water to waste. In addition:
- 27 (a) the pool, and all surfaces that flow into the pool, must be drained, cleaned, and sanitized every
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