

1 AN ACT relating to swimming pools.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS 198B.010 TO 198B.290 IS
4 CREATED TO READ AS FOLLOWS:

5 *(1) As used in this section:*

6 *(a) "Approved safety pool cover" means a manually-operated or power-*
7 *operated safety pool cover that meets all ASTM International performance*
8 *standards;*

9 *(b) "Barrier" means a fence, dwelling wall, or nondwelling wall, or any*
10 *combination thereof, that completely surrounds the swimming pool and*
11 *obstructs access to the swimming pool from the yard outside the barrier;*
12 *and*

13 *(c) "Swimming pool":*

14 *1. Means any structure intended for swimming or recreational bathing*
15 *that contains water over twenty-four (24) inches deep; and*

16 *2. Includes but is not limited to in-ground, above-ground, and on-ground*
17 *swimming pools; hot tubs; portable swimming pools; and nonportable*
18 *spas.*

19 *(2) The department shall promulgate administrative regulations pursuant to KRS*
20 *Chapter 13B to allow swimming pools to be constructed without a barrier if the*
21 *swimming pool is equipped with an approved safety pool cover.*

22 *(3) The administrative regulations promulgated pursuant to subsection (2) of this*
23 *section shall be incorporated into the Kentucky Building Code.*