

pool regulations require such items as a ring buoy, life pole, Shepherd's crook, backboard, or telephone, a bill that specifically exempts those items from any application to splash pads and that limits chemical treatment/monitoring to recirculated water would result in a cost savings to cities and counties *if all other requirements remain the same.*

It is not possible to determine the extent to which the cabinet might impose standards within the framework allowed. The idea of regulating splash pads is not new. Other states have imposed a variety of requirements for splash pads (also known by other terms such as interactive water play venues), including but not limited to enclosed bathrooms, an on-site attendant, or monitoring of chlorine levels multiple times per day. (Indiana requires bathrooms with diaper changing areas and drinking fountains. Ohio and Iowa must review plans prior to construction. Wisconsin requires at least one attendant on the premises if there is no fence around the splash pad, but indicates that a ring buoy and shepherd's crook are not required.)

The fiscal implications of SB 159 SCS are directly tied to administrative regulations promulgated by the Cabinet for Health and Family Services. If those regulations are different than those for swimming pools but are nevertheless stringent, then SB 159 SCS could have a negative fiscal impact on local governments. If those regulations are generally less stringent, then SB 159 SCS could have a positive fiscal impact.

Part III: Differences to Local Government Mandate Statement from Prior Versions

Part II, above, relates to SB 159 SCS. The fiscal mandate to local governments is unchanged. SB 159 SCS makes only one change to SB 159 as introduced:

- requires chemical treatment, filtering, and monitoring only if the water is *recirculated*. The introduced version does not limit this to just recirculated water.

Data Source(s): LRC Staff; Kentucky League of Cities;
<https://www.in.gov/isdh/files/Interactive%20Water%20Fountains.pdf>;
https://docs.legis.wisconsin.gov/code/admin_code/atcp/055/76.pdf;
<https://idph.iowa.gov/Portals/1/Files/SwimmingPoolsandSpas/641-%20Chapter%2015%20Swimming%20Pools%20and%20Spas.pdf>

Preparer: Robert Jenkins **Reviewer:** KHC **Date:** 2/27/20