

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2025

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PRINCIPAL CLERK

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SENATE BILL DRS35070-MG-12A

Short Title: Requirements for Operating Public Cold Baths. (Public)

Sponsors: Senator Hanig (Primary Sponsor).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT CLARIFYING THE SCOPE OF PUBLIC SWIMMING POOL LAWS TO EXEMPT
3 PUBLIC COLD BATHS THAT MEET SPECIFIED REQUIREMENTS; AND MAKING
4 OTHER TECHNICAL AND CLARIFYING CHANGES TO G.S. 130A-280.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 130A-280, as amended by Section 4.51(a) of S.L. 2024-49, reads
7 as rewritten:

8 "§ 130A-280. ~~Scope~~Scope and definitions.

9 (a) This ~~Article~~Part provides for the regulation of public swimming pools in the State as
10 they may affect the public health and safety. ~~As used in this Article, the term "public swimming~~
11 ~~pool" means any structure, chamber, or tank containing an artificial body of water used by the~~
12 ~~public for swimming, diving, wading, recreation, or therapy, together with buildings,~~
13 ~~appurtenances, and equipment used in connection with the body of water, regardless of whether~~
14 ~~a fee is charged for its use. The term includes municipal, school, hotel, motel, apartment,~~
15 ~~boarding house, athletic club, or other membership facility pools and spas, spas operating for~~
16 ~~display at temporary events, and artificial swimming lagoons. As used in this Article, an~~
17 ~~"artificial swimming lagoon" means any body of water used for recreational purposes with more~~
18 ~~than 20,000 square feet of surface area, an artificial liner, and a method of disinfectant that results~~
19 ~~in a disinfectant residual in the swimming zone that is protective of the public health. This Article~~
20 ~~Part~~ does not apply to any of the following:

- 21 (1) A private pool serving a single family dwelling and used only by the residents
22 of the dwelling and their guests.
- 23 (2) A private pool serving a single family dwelling meeting the minimum
24 requirements of this subdivision which is offered to, and used by, individuals
25 on a temporary basis utilizing a sharing economy platform. For the purposes
26 of this subdivision, a sharing economy platform means an online platform
27 used to facilitate peer-to-peer transactions to acquire, provide, or share access
28 to goods and services. For the purposes of this subdivision, a pool must meet
29 all of the following minimum requirements:
- 30 a. Pools must have proper fencing and barriers to prevent unsupervised
31 access, especially by children. The fence should be at least 4 feet high
32 with a self-latching gate.
 - 33 b. Pools must have clear and conspicuous signage posted around the pool
34 area specifying pool rules, depth markers, and any potential hazards.
 - 35 c. Pools must be equipped with basic lifesaving equipment, including life
36 rings and reaching poles.



- 1 d. Pool decks and surrounding areas must have non-slip surfaces.
2 e. Pools must have properly fitted covers for all submerged suction
3 outlets.
4 f. Pools must be well-maintained with proper chemical balance and
5 cleanliness to ensure safe and healthy swimming conditions.
- 6 (2a) A public cold bath that meets all of the following requirements:
7 a. Is a tub or tank that is used by the general public, one bather at a time,
8 regardless of whether a fee is charged for its use.
9 b. Contains chilled water that is (i) maintained at a temperature lower
10 than 60 degrees Fahrenheit, (ii) no more than 180 gallons in volume,
11 and (iii) at a depth that allows the bather to maintain the bather's head
12 above the water while in a seated position.
13 c. Continuously filters and sanitizes the chilled water.
- 14 (3) Therapeutic pools used in physical therapy programs operated by medical
15 facilities licensed by the Department or operated by a licensed physical
16 therapist, nor to therapeutic chambers drained, cleaned, and refilled after each
17 individual use.
- 18 (b) The following definitions apply in this Part:
19 (1) Artificial swimming lagoon. – Any body of water used for recreational
20 purposes with more than 20,000 square feet of surface area, an artificial liner,
21 and a method of disinfectant that results in a disinfectant residual in the
22 swimming zone that is protective of the public health.
23 (2) Public swimming pool. – Any structure, chamber, or tank containing an
24 artificial body of water used by the public for swimming, diving, wading,
25 recreation, or therapy, together with buildings, appurtenances, and equipment
26 used in connection with the body of water, regardless of whether a fee is
27 charged for its use. The term includes municipal, school, hotel, motel,
28 apartment, boarding house, athletic club, or other membership facility pools
29 and spas, spas operating for display at temporary events, and artificial
30 swimming lagoons."

31 **SECTION 2.** This act becomes effective July 1, 2025.