

PUBLIC CHAPTER NO. 850**SENATE BILL NO. 3019**

**By Burks, Marrero, Henry, Ford, Haynes, Barnes, Berke, Jackson, Herron,
Finney, Kyle, Stewart, Tate, Harper**

Substituted for: House Bill No. 3156

By Curtiss, Moore, Hardaway, Cooper, Gilmore

AN ACT to amend Tennessee Code Annotated, Title 47 and Title 68, Chapter 14,
relative to swimming pools.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 68, Chapter 14, is amended by
adding the following as a new part thereto:

§ 68-14-801. This part shall be known and may be cited as "Katie Beth's
Law".

§ 68-14-802. For purposes of this part, unless the context otherwise
requires:

(1) "Pool alarm" means a device which emits a sound of at least
fifty (50) decibels when a person or an object weighing fifteen (15)
pounds or more enters the water in a swimming pool, but shall not
include, swimming protection alarm devices designed for individual use,
such as an alarm attached to a child that sounds when the child exceeds
a certain distance or becomes submerged in water;

(2) "Residential dwelling" means a one-family or two-family
dwelling structure; and

(3) "Swimming pool" means any structure that is intended for
swimming or recreational bathing and contains water over thirty-six
inches (36") deep, including, but not limited to, in-ground, aboveground,
and on-ground swimming pools; hot tubs; and nonportable spas.

§ 68-14-803. Each person, enterprise, agency or entity that sells
swimming pools to the general public shall post in a prominent place a sign, at
least six inches (6") high and fourteen inches (14") wide, that reads as follows:

STATE LAW REQUIRES A POOL ALARM BE INSTALLED.

§ 68-14-804. Each person, enterprise, agency or entity that purchases or
acquires a swimming pool to be installed after the effective date of this act shall
install a pool alarm before using or making available for use such swimming pool.

§ 68-14-805.

(a) When an electrical inspection is required for the installation of a swimming pool, the electrical inspector shall not give final approval for the electrical wiring unless a properly functioning swimming pool alarm has been installed.

(b)(1) No local government shall issue a building permit for the construction or substantial alteration of a swimming pool located at a residential dwelling unless the project calls for a functioning swimming pool alarm to be installed prior to the completion of the construction project.

(2) It is an offense for any person, firm, association or corporation to knowingly accept a building permit for a swimming pool located at a residential dwelling unless a functioning swimming pool alarm will be installed prior to the completion of the construction project.

§ 68-14-806. A violation of this part is a Class C misdemeanor, punishable by a fine only not to exceed one hundred dollars (\$100). Second and subsequent offenses shall be punishable by a fine only of not more than five hundred dollars (\$500).

§ 68-14-807. The provisions of this part shall not apply to public swimming pools or multi-family residential housing swimming pools, as defined in § 68-14-302.

SECTION 2. This act shall take effect January 1, 2011, the public welfare requiring it.

PASSED: April 22, 2010



RON RAMSEY
SPEAKER OF THE SENATE



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 30th day of April 2010



PHIL BREDESEN, GOVERNOR