

1                   A bill to be entitled  
2           An act relating to sensory deprivation tanks; amending  
3           s. 514.011, F.S.; excluding sensory deprivation tanks  
4           used for flotation therapy from the definition of the  
5           term "public swimming pool" or "public pool"; amending  
6           s. 514.0115, F.S.; exempting sensory deprivation tanks  
7           from regulation by the Department of Health as a  
8           public pool; amending s. 553.77, F.S.; conforming a  
9           cross-reference; providing an effective date.

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11   Be It Enacted by the Legislature of the State of Florida:

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13           Section 1. Subsection (2) of section 514.011, Florida  
14   Statutes, is amended to read:

15           514.011 Definitions.—As used in this chapter:

16           (2) "Public swimming pool" or "public pool" means a  
17   watertight structure of concrete, masonry, or other approved  
18   materials which is located either indoors or outdoors, used for  
19   bathing or swimming by humans, and filled with a filtered and  
20   disinfected water supply, together with buildings,  
21   appurtenances, and equipment used in connection therewith. A  
22   public swimming pool or public pool shall mean a conventional  
23   pool, spa-type pool, wading pool, special purpose pool, or water  
24   recreation attraction, to which admission may be gained with or  
25   without payment of a fee and includes, but is not limited to,

26 | pools operated by or serving camps, churches, cities, counties,  
27 | day care centers, group home facilities for eight or more  
28 | clients, health spas, institutions, parks, state agencies,  
29 | schools, subdivisions, or the cooperative living-type projects  
30 | of five or more living units, such as apartments,  
31 | boardinghouses, hotels, mobile home parks, motels, recreational  
32 | vehicle parks, and townhouses. The term does not include a  
33 | sensory deprivation tank used exclusively for flotation therapy.

34 | Section 2. Subsection (7) of section 514.0115, Florida  
35 | Statutes, is renumbered as subsection (8), and a new subsection  
36 | (7) is added to that section, to read:

37 | 514.0115 Exemptions from supervision or regulation;  
38 | variances.—

39 | (7) A sensory deprivation tank used exclusively for  
40 | flotation therapy may not be regulated as a public pool.

41 | Section 3. Subsection (7) of section 553.77, Florida  
42 | Statutes, is amended to read:

43 | 553.77 Specific powers of the commission.—

44 | (7) Building officials shall recognize and enforce  
45 | variance orders issued by the Department of Health pursuant to  
46 | s. 514.0115(8) ~~s. 514.0115(7)~~, including any conditions attached  
47 | to the granting of the variance.

48 | Section 4. This act shall take effect July 1, 2020.