STATE OF NEW YORK

5821--A

2023-2024 Regular Sessions

IN ASSEMBLY

March 23, 2023

Introduced by M. of A. LAVINE, THIELE -- read once and referred to the Committee on Health -- reported and referred to the Committee on Rules -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law, in relation to the minimum age for lifeguards

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 225 of the public health law is amended by adding a new subdivision 5-d to read as follows:

5-d. The state sanitary code shall:

(a) require that all lifeguards employed at children's overnight, summer day, and travelling summer day camps as defined in section thirteen hundred ninety-two of this chapter, meet the following qualifications:

(i) be at least seventeen years of age, except:

(A) a maximum of fifty percent of the required total number of lifeguards on duty may be at least fifteen years of age provided they are under the supervision of a camp aquatics director as required by part seven of the state sanitary code; and

(B) lifeguards required for wilderness swimming must be at least eighteen years of age; and

(ii) meet lifeguarding, first aid and CPR certification requirements for minimum lifeguard supervision levels as required in parts six and seven of the state sanitary code; and

(b) require all qualified lifeguards while on duty at the waterfront to not be engaged in duties or activities which distract them from the direct supervision of the waterfront.

§ 2. This act shall take effect on the ninetieth day after it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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