

ENROLLED

CS/HB 463

2021 Legislature

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2 An act relating to community association pools;
3 amending s. 514.0115, F.S.; exempting certain
4 homeowners' and other property association pools from
5 supervision by the Department of Health; providing an
6 exception; providing that such pools are subject to
7 certain civil enforcement; amending s. 553.77, F.S.;
8 conforming a cross-reference; providing an effective
9 date.

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

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13 Section 1. Subsections (3) through (8) of section
14 514.0115, Florida Statutes, are renumbered as subsections (4)
15 through (9), respectively, and a new subsection (3) is added to
16 that section to read:

17 514.0115 Exemptions from supervision or regulation;
18 variances.—

19 (3) Pools serving homeowners' associations and other
20 property associations which have no more than 32 units or
21 parcels and are not operated as public lodging establishments
22 are exempt from supervision under this chapter, except for
23 supervision necessary to ensure water quality and compliance
24 with s. 514.0315, and are subject to ss. 514.05 and 514.06.

25 Section 2. Subsection (7) of section 553.77, Florida

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26 Statutes, is amended to read:

27 553.77 Specific powers of the commission.—

28 (7) Building officials shall recognize and enforce
29 variance orders issued by the Department of Health under s.
30 514.0115(9) ~~pursuant to s. 514.0115(8)~~, including any conditions
31 attached to the granting of the variance.

32 Section 3. This act shall take effect July 1, 2021.