



**COUNTY OF NEVADA  
COMMUNITY DEVELOPMENT AGENCY  
ENVIRONMENTAL HEALTH DEPARTMENT**

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June 19, 2013

Dear Pool Operator:

Nevada County's Environmental Health Department (EHD) is the agency that is responsible for regulating public swimming pools within Nevada County. Our inspections are based on the California Code of Regulations, Title 22; California Building Code, Title 24; and the California Health and Safety Code. The following is an update on legislation that may apply to your facility and its operation.

California Health and Safety Code sections state:

- Persons providing aquatic instruction, including water contact activities such as water aerobics, shall possess current certificates from a lifeguard-training program, or have equivalent qualifications. In addition, these persons shall be certified in standard first aid and cardiopulmonary resuscitation (CPR). (116033)
- Lifeguard Service is defined as persons at a public pool having current certificates from the America Red Cross, YMCA of the U.S.A., National Aquatic Safety Company, Starfish Aquatics Institute, and Jeff Ellis and Associates, as determined by the California Department of Public Health. (116028)
- A lifeguard service is required when there is a "direct fee." (116045)

Given the above information:

- Lifeguard Service is required at any facility where a fee is charged for the exclusive use of a public pool. This would include municipal pools where a fee is charged for each use and those membership health related facilities where pools are the exclusive attraction.
- Lifeguard Service is required at any facility that provides aquatic instruction including, but not limited to, swimming, diving, water safety, water contact activities such as water aerobics, and competitive aquatic sports.
- Lifeguard Service is not required if the pool is open for recreational swimming, where no direct fee for usage was charged, nor instruction given.

Please be advised that should the above requirements apply to your facility, you will be required to show proof of required certifications during your 2013 annual recreational health inspection.

If you have any questions, please contact Randall Yun at (530) 265-1449.