

Industry Training for 2018 Aquatic Health Regulations

Appendix A– Facility Self-
Management Program



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Training Materials

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New Regulations- General Information

The Nevada Administrative Code Sections 444.010 - 444.546 is being replaced with a 117-page document which is based on the CDC's Model Aquatic Health Code (MAHC). The contents of the MAHC were modified in some places to accommodate the unique needs of aquatic health venues in Clark County.

New Regulations – Implementation and Orientation



The complete set of Aquatic Health Regulations can be found on the SNHD website at www.southernnevadahealthdistrict.org.

Implementation for **new** facilities under construction and orientation for **existing** facilities will begin in August 2018.

After the one-year orientation period, enforcement of new regulations will begin July 1, 2019.

New Regulations -History

The Nevada Administrative Code Sections 444.010 - 444.546 served as SNHD's governing document to regulate the operation of public bathing places. Due to changes to industry and safety standards, SNHD developed and proposed regulations based on the CDC's Model Aquatic Health Code.

Following more than 3 years of collaboration with industry groups including HOAs, resort representatives, pool companies and other interested parties, the 2018 Aquatic Facility Regulations were approved by the Board of Health in April 2018 and approved by the Nevada State Board of Health on June 8, 2018.

New Regulations - Overview

Chapter 1: Glossary, Acronyms and Initialisms, Definitions

Chapter 2: Facility Design and Construction

Chapter 3: Facility Operation and Maintenance

Chapter 4: Policies and Management

Chapter 5: Compliance and Enforcement

Appendix A: Residential Facility Self-Management Program

This presentation only covers Appendix A.

Scope of Training Materials

- This presentation provides an overview of Appendix A. **Not all regulations are included.** The complete set of regulations can be found here: www.southernnevadahealthdistrict.org
- Your management has the right to be more strict than the regulations. If the information in this presentation contradicts your operational practices, please see your management for guidance.

Scope of Training Materials

- Words in CAPITAL LETTERS in the regulations (and items copied from the regulations) have definitions specified in [Chapter 1](#).

1-1 Introduction

1-101 Purpose and Scope

1-101.1 Facilities with AQUATIC VENUES associated with residential living units may make application to the HEALTH AUTHORITY to self-manage the AQUATIC VENUES at the facility.

1-101.2 This program is designed for facilities where the use of the AQUATIC VENUES is limited to residents of the facility and their invited guests. The facility types include, but are not limited to the following:

- A. Apartment communities;
- B. Homeowner's Association communities;
- C. Condominium communities;
- D. Cooperative Living communities;
- E. Townhouse communities; and
- F. Any other residential facility type as approved by the HEALTH AUTHORITY

1-1 Introduction

1-102 Qualifications

1-102.1 Facilities wishing to make application for the program must meet the following criteria:

- A. Facilities must demonstrate satisfactory inspection history at least two years prior to application with no IMMEDIATE HEALTH HAZARDS observed;
- B. The facility shall not have any inspection activity, complaint investigation and/or drowning/diving accident investigation that resulted in a SNHD closure;
- C. Inspection history for other facilities serviced by the same QUALIFIED OPERATOR and/or having the same ownership will be evaluated when considering the application;
- D. Facilities must maintain complete and accurate operating records for all AQUATIC VENUES; and
- E. Facilities may be required to provide additional documentation as requested by the HEALTH AUTHORITY

1-2 Compliance Requirements

1-201 Required Documentation

1-201.1 Facilities in the program must provide copies of AQUATIC VENUE maintenance records and self-inspection reports on a quarterly basis.

1-201.2 Documentation will be reviewed by the HEALTH AUTHORITY and must successfully demonstrate that the facility is managing health and safety.

1-201.3 Any changes in facility management, qualified operators, or facility ownership must be communicated to the HEALTH AUTHORITY within 30 days of the changes taking place.

1-202 Complaints

1-202.1 Upon receipt of a complaint from members of the public the HEALTH AUTHORITY will conduct a complaint investigation.

1-3 Withdrawal or Termination

1-302 Change of Ownership and/or Management

1-302.1 Upon change of ownership, change in property/community management, or change in QUALIFIED OPERATOR, the facility must submit notification of such changes to the HEALTH AUTHORITY within 30 days.

1-302.2 Program status may be temporarily suspended while a thorough review of compliance requirements is conducted by the HEALTH AUTHORITY. Additional site visits or documentation may be required.

1-3 Withdrawal or Termination

1-302 Change of Ownership and/or Management (cont'd)

1-302.3 Ownership history will be considered upon original application. If the new facility owners or property/community management have a history of non-compliance, program status may be revoked, and satisfactory compliance must be demonstrated for a period of at least two (2) years before the facility can reapply.

1-302.4 If a facility changes QUALIFIED OPERATORS and the OPERATOR has a history of non-compliance, program status may be revoked, and satisfactory compliance must be demonstrated for a period of at least two (2) years before the facility can reapply.

1-3 Withdrawal or Termination

1-303 Non-Compliance

1-303.1 The presence of an IMMIDENT HEALTH HAZARD will result in a closure.

1-303.2 If, at any time, the HEALTH AUTHORITY believes that a facility is not in compliance with the Aquatic Facility Regulations, program status will be temporarily suspended pending a review that may result in a revocation. Participants may request an appeal pursuant to Section 5-505 of the Aquatic Facility Regulations.

1-303.3 If non-compliance is demonstrated through incomplete or unsatisfactory documentation, observance of IMMIDENT HEALTH HAZARDS on inspection, high volumes of complaint submission, any closure of the facility by the HEALTH AUTHORITY, or by any other means, the facility will enter the administrative process and status will be reviewed.

1-303.4 When program status is revoked, a minimum of two (2) years of compliance must be demonstrated prior to applying for program reinstatement.

1-4 Applicability of Aquatic Facility Regulations



1-401 Subject to Regulations

1-401.1 Any facility in the program is subject to the requirements of the Aquatic Facility Regulations, sections 1-1 through 5-13, inclusive, and must successfully demonstrate that ongoing compliance is met. Failure to meet compliance of the Aquatic Facility Regulations could result in revocation of program status.

1-402 Equipment Replacements/Remodels

1-402.1 Any facility replacing equipment must appropriately notify the HEALTH AUTHORITY in accordance with Section 2 of the Aquatic Facility Regulations, either through remodel application or SUBSTANTIALLY SIMILAR equipment replacement notification, as appropriate. Failure to appropriately notify the HEALTH AUTHORITY will result in additional fees and could result in revocation of program status.