



MISSOURI HOUSE OF REPRESENTATIVES
WITNESS APPEARANCE FORM

BILL NUMBER: HB 489		DATE: 3/23/2021	
COMMITTEE: Special Committee on Small Business			
TESTIFYING: <input checked="" type="checkbox"/> IN SUPPORT OF <input type="checkbox"/> IN OPPOSITION TO <input type="checkbox"/> FOR INFORMATIONAL PURPOSES			
WITNESS NAME			
BUSINESS/ORGANIZATION:			
WITNESS NAME: ADAM KATCHMARCHI		PHONE NUMBER: 814-590-0393	
BUSINESS/ORGANIZATION NAME: NATIONAL DROWNING PREVENTION ALLIANCE		TITLE: EXECUTIVE DIRECTOR	
ADDRESS: 1119 CHURCH STREET			
CITY: INDIANA		STATE: PA	ZIP: 15701
EMAIL: adam@ndpa.org	ATTENDANCE: Written	SUBMIT DATE: 3/17/2021 8:20 AM	

THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.

The International Swimming Pool and Spa Code (ISPSC) is a model code that regulates the minimum requirements for the design, construction, alteration, repair and maintenance of new or substantially re-modeled swimming pools, spas, hot tubs and aquatic facilities. This includes public swimming pools, public spas, public exercise spas, aquatic recreation facilities, permanent in-ground residential spas and pools and permanent residential spas and pools among other water venues. The National Drowning Prevention Alliance supports the adoption of the ISPSC in States and local jurisdictions around the country. Many states and local jurisdictions have already done just that. More should follow suit. We strongly encourage you to support adoption in the great state of Maryland to save lives and make water safer for all! Developed in collaboration with the Pool & Hot Tub Alliance (PHTA; formerly the Association of Pool & Spa Professionals), ISPSC adoption provides many benefits supporting the safety and health of water. If adopted, the code requires pools and other water facilities to: meet the requirements of the Virginia Graeme Baker Pool & Spa Safety Act; meet the APSP-7 standard for suction entrapment avoidance; require layers of protection around pools and spas that help prevent the unfettered access by children, including fencing, covers and door and window alarms; and ensures that water quality is healthy and safe, among many other safety and health provisions. Please contact the NDPA should you have any question regarding the ISPSC. Sincerely, Dr. Adam B. Katchmarchi Executive Director



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WITNESS NAME			
BUSINESS/ORGANIZATION:			
WITNESS NAME: CHRISTOPHER GAW		PHONE NUMBER: 636-379-5432	
BUSINESS/ORGANIZATION NAME: O'fallon MOCITY OF		TITLE: BUILDING AND CODE ENFORCEMENT MANAGER	
ADDRESS: 100 N MAIN ST			
CITY: O'FALLON		STATE: MO	ZIP: 63366
EMAIL: cgaw@ofallon.mo.us	ATTENDANCE: Written	SUBMIT DATE: 3/19/2021 12:04 PM	
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All, I am writing you on behalf of the City of O'Falon in a show of support for this bill. Swimming pools and spas seem to go unnoticed to citizens in regards to dangers surrounding them except for drowning, and even that is regularly looked over. The ICC gives us a complete safety guideline and minimum standards that considers all other hazards, and solutions to mitigate them. We currently do adopt and enforce the SPASC in O'Fallon, it is critical for our community, and every community throughout the state to do so as well. These are not cost-prohibitive measures, some are only a few dollars or a change in the design to make it infinitely safer. Mr. Schroer, I urge you as committee chair for this bill to endorse it and move it forward in the legislative process. The pushback is always a cost factor, and in this case as well as every other code case, you can not put a price on life, period. One child lost to a parent can never be repaid, but with a none to a small upfront cost that will likely go unnoticed, we will never have to consider the price of that child. I also would like to offer that I am available just about anytime to talk about building codes in our area or state. As the leader in St. Charles county of single and multi-family new home starts as well as new commercial structures, we do our best to be the leader in code development and enforcement. Tim Schmitz from the ICC who is speaking next Tuesday is far more versed in what is happening regionally, and I am sure will attest to the success of the SPASC as well as the value of all International Codes. Thank you all for your consideration and what you do for our State.



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WITNESS NAME			
BUSINESS/ORGANIZATION:			
WITNESS NAME: JASON DAVIDSON		PHONE NUMBER: 443-745-8130	
BUSINESS/ORGANIZATION NAME: PHTA		TITLE: DIRECTOR OF GOVERNMENT RELATIONS	
ADDRESS: 2111 EISENHOWER AVE., STE 500			
CITY: POOL AND HOT TUB ALLIANCE		STATE: VA	ZIP: 22314
EMAIL: JDavidson@phta.org	ATTENDANCE: Written	SUBMIT DATE: 3/22/2021 11:08 AM	
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March 23, 2021 The Honorable Nick Schroer Special Committee on Small Business District 107 MO House of Representatives 201 West Capitol Ave. Room 411-A Jefferson City, MO 65101 The Honorable Danny Busick Special Committee on Small Business District 3 MO House of Representatives 201 West Capitol Ave. Room 405-A Jefferson City, MO 65101 Re: Consideration of Adding Provisions Relating to the International Swimming Pool and Spa Code Dear Chairman Schroer and Vice Chair Busick: This letter is in regard to the state of Missouri's consideration of the International Swimming Pool and Spa Code (ISPSC). The Pool and Hot Tub Alliance (PHTA) supports House Bill 489 and urges its positive consideration. The International Swimming Pool and Spa code (ISPSC) is a comprehensive swimming pool and spa code developed collaboratively by PHTA and the ICC. The ISPSC belongs to the family of International Codes (I-Codes) and is even referenced in the International Building Code and the International Residential Code. Like all other I-codes, the ISPSC was developed through the rigorous ICC Government Consensus Process, which requires full and fair consideration of all comments and submissions, first by a balanced panel of recognized experts, and secondly, a final determination by the public servants who have hands on experience, and who comprise the ICC membership. The ISPSC is the only swimming pool and spa code designed to correlate with the building codes adopted in Missouri and addresses ALL aspects of pool and spa design and construction through integrating quality, safety, and energy conservation. To date, 40 localities (and counting) in Missouri have adopted the ISPSC including counties like Jefferson and St. Louis. HB 489 will give any county or municipality that elects to regulate pools or spas, the ultimate decision on how they wish to enforce and administer the ISPSC, as well as make any amendments. Industry-Backed Standards Keeping Pools Safer for Everyone The ISPSC is derived from and fully supported by the ANSI/APSP national consensus standards, which have been developed under the rigorous due process requirements of the American National Standards Institute (ANSI). HB 489 will incorporate these standards for the construction of public and residential pools and spas and will use prescriptive and performance-related provisions that are well known and commonly used by industry professionals. In addition, the standards and other requirements within the code are based on up to date, scientific and third-party testing and research such as entrapment prevention, drowning prevention, energy usage, materials and dimensions. Helping Small Businesses in Missouri by Voting for Consistency A vote for HB 489 is a vote to promote consistency for small businesses. The Missouri pool and spa industry lacks a consistent and uniform code for the construction of pools and spas. Small businesses are faced with a city-by-city patchwork of multiple codes and construction standards that make it extremely difficult and costly to operate their businesses. By adopting one uniform swimming pool and spa code throughout the state, Missouri pool and spa professionals will be able to

grow their businesses in more than one jurisdiction with the certainty of code consistency. HB 489 will reduce confusion for industry professionals, inspectors and officials, promote unified training opportunities for code officials and contractors across the state, and will ultimately make pools and spas safer for everyone.

Support for HB 489 and Implementation of the ISPSC in Missouri will:

- Protect consumers and substantially reduce child drowning or near drowning incidents by introducing or enhancing existing barrier requirements, compliant designs for slopes, and exit/entry requirements in residential pools and spas •

- Eliminate electrical incidents in and around pools and spas by requiring compliance with the National Electric Code •

- Eliminate entrapment incidents and ensure Virginia Graeme Baker Act compliance and eligibility under the VGB State Grant Program by reference to APSP/PHTA-7 Standard for Suction Entrapment Avoidance •

- Reduce both energy and water consumption in pools and spas by including an energy standard for residential portable electric spas and for residential in-ground swimming pool and spa equipment •

- Provide access: state and local jurisdictions adopting the ISPSC are eligible for Consumer Product Safety Commission (CPSC) yearly training money •

- Cover all types of aquatic vessels, including residential and public pools, portable and in-ground spas, water parks, exercise spas, and hot tubs •

- Make life easier for code inspectors by adopting simple, understandable & verifiable language

On behalf of the many Missouri pool and spa professionals represented by PHTA, as well as those states that do business in Missouri, we respectfully request that you consider moving this important legislation out of your committee. Sincerely,

Jason Davidson

PHTA, Director of

Government Relations

jdavidson@phta.org

About PHTA

The Pool & Hot Tub Alliance was formed in 2019, combining the Association of Pool & Spa Professionals (APSP) and the National Swimming Pool Foundation (NSPF). With the mission to “Celebrate the Water,” PHTA facilitates the expansion of swimming, water safety and related research and outreach activities aimed at introducing more people to swimming, making swimming environments safer and keeping pools open to serve communities. APSP, now the PHTA, is the world’s oldest and largest association representing swimming pool, hot tub, and spa manufacturers, distributors, manufacturers’ agents, designers, builders, installers, suppliers, retailers, and service professionals. Dedicated to the growth and development of its members’ businesses and to promoting the enjoyment and safety of pools and spas, PHTA offers a range of services, from professional development to advancing key legislation and regulation at the federal and local levels, to consumer outreach and public safety. PHTA is the only industry organization recognized by the American National Standards Institute to develop and promote national standards for pools, hot tubs, and spas. For more information, visit PHTA.org.



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WITNESS NAME		
INDIVIDUAL:		
WITNESS NAME: JOHN P. BOGGS		PHONE NUMBER:
BUSINESS/ORGANIZATION NAME:		TITLE:
ADDRESS:		
CITY:		STATE: ZIP:
EMAIL: jpboggs70@gmail.com	ATTENDANCE: Written	SUBMIT DATE: 3/19/2021 11:06 AM
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I fully support this legislation. The need for consistency in construction codes is necessary statewide. I would also support the adoption of a Statewide Building Code for Commercial and Residential Construction.



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WITNESS NAME			
BUSINESS/ORGANIZATION:			
WITNESS NAME: LORENZO M. WARE SR.		PHONE NUMBER: 573-475-3744	
BUSINESS/ORGANIZATION NAME: CITY OF SIKESTON		TITLE: DIRECTOR OF COMMUNITY DEVELOPMENT	
ADDRESS: 105 E. CENTER STREET			
CITY: SIKESTON		STATE: MO	ZIP: 63801
EMAIL: lware@sikeston.org	ATTENDANCE: Written	SUBMIT DATE: 3/19/2021 11:35 AM	
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We use the Swimming Pool and Spa Code as a useful tool in the City of Sikeston. The code provides detailed guides that aid the inspector, contractor and owner experience a safe and successful product installation.



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WITNESS NAME			
BUSINESS/ORGANIZATION:			
WITNESS NAME: RICHARD WOEMMEL		PHONE NUMBER: 636-379-3000	
BUSINESS/ORGANIZATION NAME: BI-STATE POOL MANAGEMENT, INC.		TITLE: PRESIDENT	
ADDRESS: 509 CIVIC PARK DRIVE			
CITY: O'FALLON		STATE: MO	ZIP: 63366
EMAIL:	ATTENDANCE:	SUBMIT DATE: 3/23/2021 12:00 AM	
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WITNESS NAME		
INDIVIDUAL:		
WITNESS NAME: ROBERT ANDREW BARNES		PHONE NUMBER:
BUSINESS/ORGANIZATION NAME:		TITLE:
ADDRESS:		
CITY:		STATE: ZIP:
EMAIL: abarnes@sikeston.org	ATTENDANCE: Written	SUBMIT DATE: 3/19/2021 1:02 PM
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WITNESS NAME			
BUSINESS/ORGANIZATION:			
WITNESS NAME: TIMOTHY SCHMIDT		PHONE NUMBER: 630-774-9008	
BUSINESS/ORGANIZATION NAME: INTERNATIONAL CODE COUNCIL		TITLE: REGIONAL MANAGER	
ADDRESS: 528, REPUBLIC RD.			
CITY: BATAVIA		STATE: IL	ZIP: 60510
EMAIL: tschmitz@iccsafe.org	ATTENDANCE: In-Person	SUBMIT DATE: 3/16/2021 2:05 PM	
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I will plan on submitting testimony in person			



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WITNESS NAME		
INDIVIDUAL:		
WITNESS NAME: ARNIE "HONEST-ABE" DIENOFF-STATE PUBLIC ADVOCATE		PHONE NUMBER:
BUSINESS/ORGANIZATION NAME:		TITLE:
ADDRESS:		
CITY:		STATE: ZIP:
EMAIL: arniedienoff@yahoo.com	ATTENDANCE: Written	SUBMIT DATE: 3/23/2021 4:56 PM

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I am Opposed to this Bill! This takes away Broad and Local Control from Cities, Villages and Counties