



**Health & Human Services**  
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## Swimming/Wading Pool Regulations For Licensed Family Child Care

### For all pools:

- There must be an adult caregiver directly supervising the use of pools in licensed family child care homes. This means the caregiver is outdoors, physically adjacent to the pool. The adult caregiver must have the following credentials:
  - Cleared background study
  - Abusive Head Trauma training if any children under school-age use the pool
  - CPR training annually
  - First Aid training biannually

### Wading Pools:

- Must be 24 inches (or less) deep
- Must be emptied daily after use
- Must be sprayed with bleach/water solution
- Must be stored to prevent accumulation of water (such as upside down)
- Provider must follow requirements set forth by statute 245A.14, Subd .10
  - Parents must read “Wading Pool Fact Sheet” (attached)
  - Parents must give written consent, using supplied (attached) consent form

### Swimming Pools:

- Any pool deeper than 24 inches at a family child care residence is considered a “Swimming Pool.”
- All Swimming Pools must have a 5 foot (60 inch) barrier.
- Steps/ladders must be removed or barricaded when Swimming Pool is not in use
- Provider must follow the requirements set forth by statute 245A.14, Subd. 11:
  1. Providers must notify the county agency before initial use of the swimming pool and annually, thereafter.
  2. Parents must read “Swimming Pool Fact Sheet” (attached).
  3. Parents must give written consent using supplied (attached) consent form.  
Renew the parent or legal guardian's written consent at least annually.
  4. Providers must enter into a written contract with parents specifying that the provider agrees to perform all of the requirements in this statute.  
Providers and parents must renew the written contract annually.

## Swimming Pools, Continued:

5. Provider must attend and successfully complete a swimming pool operator training course once every five years. Acceptable training courses are:
  - (i) the National Swimming Pool Foundation Certified Pool Operator course;
  - (ii) the National Spa and Pool Institute Tech I and Tech II courses (both required); or
  - (iii) the National Recreation and Park Association Aquatic Facility Operator course
6. A caregiver trained in first aid and adult and child cardiopulmonary resuscitation must supervise and be present at the swimming pool with any children in the pool
7. Providers must toilet all potty-trained children before they enter the swimming pool.
8. All children who are not potty-trained must wear swim diapers while in the swimming pool.
9. If fecal material enters the swimming pool water, providers must add three times the normal shock treatment to the pool water to raise the chlorine level to at least 20 parts per million, and close the pool to swimming for the 24 hours following the entrance of fecal material into the water or until the water pH and disinfectant concentration levels have returned to the standards specified in (11) below, whichever is later.
10. Providers must prevent any person from entering the swimming pool who has an open wound or any person who has or is suspected of having a communicable disease.
11. Providers must maintain the swimming pool water at a pH of not less than 7.2 and not more than 8.0, maintain the disinfectant concentration between two and five parts per million for chlorine or between 2.3 and 4.5 parts per million for bromine, and maintain a daily record of the swimming pool's operation with pH and disinfectant concentration readings on days when children cared for at the family day care or group family day care home are present.
12. Providers must have a disinfectant feeder or feeders.
13. Providers must have a recirculation system that will clarify and disinfect the swimming pool volume of water in ten hours or less.
14. Providers must maintain the swimming pool's water clarity so that an object on the pool floor at the pool's deepest point is easily visible.  
Providers must have two or more suction lines in the swimming pool.
15. Providers must have in place and enforce written safety rules and swimming pool policies.
16. Providers must have in place at all times a safety rope that divides the shallow and deep portions of the swimming pool.
17. Providers must satisfy any existing local ordinances regarding swimming pool installation, decks, and fencing.
18. Providers must maintain a water temperature of not more than 104 degrees Fahrenheit and not less than 70 degrees Fahrenheit.
19. Providers must, for lifesaving equipment, have a United States Coast Guard-approved life ring attached to a rope, an exit ladder, and a shepherd's hook available at all times to the caregiver supervising the swimming pool.