

1 15A NCAC 18A .2545 is proposed for adoption as follows:

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3 **15A NCAC 18A .2545 DISPLAY SPA AT A TEMPORARY EVENT**

4 A display spa at a temporary event (DSTE) shall not be required to comply with the Rules of this Section except as
5 specified in this Rule.

- 6 (1) A DSTE shall not operate without a permit that has been issued by the local health department that
7 serves the county in which the temporary event is located. The duration of a permit for a DSTE shall
8 be no more than 21 consecutive calendar days. The applicant may apply for additional permits to
9 operate a DSTE for multiple 21-day periods at the same temporary event.
- 10 (2) One permit application shall be submitted for each DSTE. The applicant shall submit the application
11 for a permit at least 15 calendar days before commencing operation of a DSTE. The application
12 form shall be submitted to the local health department that serves the county in which the temporary
13 event is located and shall include the following information:
- 14 (a) applicant's name, address, and phone number;
 - 15 (b) name of the temporary event;
 - 16 (c) street address of the temporary event;
 - 17 (d) proposed operating dates; and
 - 18 (e) signature of the applicant.
- 19 (3) A DSTE shall meet the requirements of Rule .2535 of this Section, except as follows:
- 20 (a) automatic chemical feeders shall not be required;
 - 21 (b) written records shall only be required to include disinfectant concentration, pH, and the
22 type and amount of chemicals added to the DSTE;
 - 23 (c) disinfectant residual shall be measured every day before opening the DSTE to the public;
 - 24 (d) disinfectant concentrations shall be maintained at or above 4 ppm free chlorine or 8 ppm
25 free bromine; and
 - 26 (e) pH shall be maintained between 7.0- 7.8.
- 27 (4) A sign shall be posted on each permitted DSTE that states: "DISPLAY SPA – ONLY HANDS AND
28 FOREARMS ALLOWED IN WATER." The text on the sign shall be at least 2 inches in height.
- 29 (5) When the water in a DSTE does not meet the water quality standards set out in the Rules of this
30 Section, the DSTE shall be kept closed with a latched or locked cover that prevents the public from
31 coming into contact with the DSTE water. The applicant shall post a sign on the DSTE that states:
32 "SPA CLOSED." The text on the sign shall be at least 2 inches in height.
- 33 (6) The applicant shall keep water quality records on site during the temporary event and for six months
34 after the completion of the temporary event. The applicant shall provide water quality records to the
35 local health department that issued the DSTE permit and the Department upon request.
- 36 (7) All pool chemicals stored on-site at the temporary event shall be stored in a water resistant, covered
37 container in an area that is not used by the public.

1 (8) When the applicant or applicant’s designee is not available to supervise a DSTE, the DSTE shall be
2 kept closed with a latched or locked cover that prevents the public from coming into contact with
3 the DSTE water.

4 (9) The permit for each DSTE shall be posted for the duration of the temporary event in a location that
5 is visible to the public.

6 (10) The applicant or the applicant’s designee shall report any death, serious injury, or complaint of illness
7 attributed to the applicant’s DSTE in accordance with Rule .2540 of this Section.

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9 History Note: Authority G.S. 130A-280; 130A-282; S.L. 2021-77;