
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1525 Session of
2011

INTRODUCED BY ELLIS, BARRAR, COHEN, D. COSTA, DONATUCCI,
J. EVANS, FABRIZIO, GABLER, GEIST, GODSHALL, HUTCHINSON,
KAUFFMAN, M. K. KELLER, LONGIETTI, MAHER, MALONEY, MUSTIO,
NEUMAN, SANTONI, SCAVELLO, SWANGER, TAYLOR, THOMAS, WHEATLEY
AND WHITE, JUNE 6, 2011

REFERRED TO COMMITTEE ON CONSUMER AFFAIRS, JUNE 6, 2011

AN ACT

1 Amending the act of December 21, 1989 (P.L.672, No.87), entitled
2 "An act providing for the regulation of health club
3 contracts; and providing for further duties of the Bureau of
4 Consumer Protection, the Attorney General and district
5 attorneys," further providing for employee available to
6 administer CPR.

7 The General Assembly of the Commonwealth of Pennsylvania
8 hereby enacts as follows:

9 Section 1. Section 14 of the act of December 21, 1989
10 (P.L.672, No.87), known as the Health Club Act, is amended to
11 read:

12 Section 14. Employee available to administer CPR.

13 (a) General rule.--Every health club shall employ and have
14 on the health club's premises during the club's hours of
15 operation a person who is trained and certified to administer
16 CPR.

17 (b) Nature of employment.--An employee who is trained and
18 certified to administer CPR may be hired primarily to fulfill

1 other functions for the employing health club.

2 (c) Number of employees certified.--If a health club is open
3 for more than eight hours a day and more than five days a week,
4 it shall employ more than one person who is trained and
5 certified to administer CPR.

6 (c.1) Limited waiver.--

7 (1) Notwithstanding any other provision of this section,
8 a health club that offers health club services during
9 nonstaffed hours may submit a written request to the director
10 for a waiver from compliance with the provisions of this
11 section during nonstaffed hours.

12 (2) The director shall approve a request for a waiver
13 submitted under this subsection if the director determines
14 that:

15 (i) The portion of the premises in which members are
16 permitted access during nonstaffed hours consists of not
17 more than 6,000 square feet that meets requirements of
18 the municipality in which the health club is located for
19 being readily accessible to emergency services responders
20 from the outside of the health club.

21 (ii) The area specified under subparagraph (i) is
22 equipped with an automated external defibrillator and
23 appropriate signage, a panic button, a 911 telephone and
24 no less than four personal security devices.

25 (iii) During orientation of each new buyer, the
26 health club provides instructions regarding the use of
27 the health club during nonstaffed hours, including the
28 location and use of the equipment required under
29 subparagraph (ii).

30 (d) Definitions.--As used in this section, the following

1 words and phrases shall have the meanings given to them in this
2 subsection:

3 "911 telephone." A telephone that does any of the following:

4 (1) Allows the person using the telephone to contact a
5 public safety answering point by dialing or pressing 911.

6 (2) Automatically calls a public safety answering point
7 when a person picks up the handset and activates the
8 telephone.

9 "Appropriate signage." All of the following:

10 (1) A sign posted in plain view by each automated
11 external defibrillator, panic button, 911 telephone and
12 personal security device with instructions for their use.

13 (2) A sign posted in plain view indicating that working
14 out alone during nonstaffed hours may pose health and safety
15 risks.

16 "Automated external defibrillator." A portable device that
17 uses electric shock to restore a stable heart rhythm to an
18 individual in cardiac arrest.

19 "CPR." Cardiopulmonary resuscitation, an approved lifesaving
20 technique which involves stimulation of the lungs and heart of a
21 victim of cardiac or pulmonary distress.

22 "Emergency services." Services, including firefighting, law
23 enforcement, ambulance and medical services, provided for the
24 protection or preservation of persons or property in
25 circumstances of immediate and significant threat of injury or
26 harm.

27 "Nonstaffed hours." Any period during which a health club
28 provides health club services without an employee on the
29 premises.

30 "Panic button." A wall-mounted device that, when

1 intentionally activated by a person, sends an electronic signal
2 informing a public safety answering point or a remote monitoring
3 station that the person is in need of emergency services.

4 "Personal security device." A device that is designed to be
5 worn around the neck of a person and when intentionally
6 activated by the person, sends an electronic signal informing a
7 public safety answering point or a remote monitoring station
8 that the person is in need of emergency services.

9 "Public safety answering point." A public safety answering
10 point as defined in section 2 of the act of July 9, 1990
11 (P.L.340, No.78), known as the Public Safety Emergency Telephone
12 Act.

13 "Remote monitoring station." A location staffed 24 hours a
14 day, seven days a week by trained personnel who contact a public
15 safety answering point or emergency services responders.

16 Section 2. This act shall take effect in 60 days.