
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1183 Session of
2020

INTRODUCED BY PHILLIPS-HILL, ARGALL, MENSCH, J. WARD, ARNOLD,
MARTIN, MASTRIANO, PITTMAN AND STEFANO, JUNE 16, 2020

REFERRED TO COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT,
JUNE 16, 2020

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," providing for emergency COVID-19 provisions.

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

8 Section 1. The act of December 21, 1989 (P.L.672, No.87),
9 known as the Health Club Act, is amended by adding a section to
10 read:

11 Section 14.1. Emergency COVID-19 provisions.

12 (a) Waivers.--

13 (1) The Secretary of Community and Economic Development
14 shall immediately issue a waiver to the Governor's 20200319
15 TWW COVID-19 Business Closure Order for all health clubs,
16 gyms and fitness centers operating in a county that the
17 Governor, or his agent, has designated and permitted to
18 reopen in "yellow" phase.

19 (2) A waiver shall only be issued to a health club, gym

1 and fitness center as follows:

2 (i) The facility is limited to 50% of maximum
3 occupancy until the county is moved into the "green"
4 phase.

5 (ii) The facility has a documented plan for
6 reopening as defined in this section.

7 (iii) The facility has the ability to adhere to all
8 mitigation measures defined by the Centers for Disease
9 Control and Prevention, the Occupational Health and
10 Safety Administration and the Department of Health to
11 protect employees, club members and other patrons from
12 the spread of COVID-19.

13 (iv) The facility has closed any pool, sauna and
14 steam room until the county is moved into the "green"
15 phase.

16 (b) Documented plan for reopening.--A health club, gym and
17 fitness center shall produce a documented plan for reopening and
18 mitigating the spread of COVID-19 upon request to the Department
19 of Health. The plan, at a minimum, shall include:

20 (1) Health and safety guidelines for employees, club
21 members and other patrons.

22 (2) Necessary operational changes to adhere to
23 mitigation guidelines.

24 (3) A layout plan depicting any section closed off from
25 use as well as equipment and machines marked unavailable to
26 encourage physical distancing.

27 (4) A regular sanitation plan.

28 (5) Health and wellness checks on employees.

29 (6) An educational plan to be disseminated to employees,
30 club members and other patrons about proper mitigation

1 measures.

2 (c) Definitions.--As used in this section, the following
3 words and phrases shall have the meanings given to them in this
4 subsection unless the context clearly indicates otherwise:

5 "COVID-19." The coronavirus disease 2019, an infectious
6 disease caused by severe acute respiratory syndrome coronavirus
7 2 that was first identified during December 2019 in Wuhan,
8 China.

9 Section 2. This act shall take effect immediately.