

LOG OF MEETING

CPSA 9/27/11
2/17/11
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RULEMAKING ADMIN. PRCDG
WITH PORTIONS REMOVED:

DATE: September 27, 2011

LOCATION: CPSC, 4330 East West Highway, Bethesda MD 20814

SUBJECT: Meeting with Thomas Lachocki, Chief Executive Officer, National Swimming Pool Foundation (NSPF).

CPSC ATTENDEES: Robert Adler, Commissioner; Jana Fong-Swamidoss, Legal Counsel to Commissioner Adler, Janell Duncan Senior Counsel to Chairman Tenenbaum; and Michael Gougisha, Counsel to Commissioner Thomas Moore.

MEETING SUMMARY: Dr. Lachocki requested to meet with Commissioner Adler to discuss his concerns regarding a package under consideration by the Commission that would revoke the Commission's final interpretive rule regarding the definition of unblockable drains. In particular, Dr. Lachocki expressed concern that the revocation of the Commission's current interpretation would result in additional costs to pool owners, thousands of pool closings and, ultimately, a decrease in the number of swimming lessons offered to individuals resulting in an increase in pool drownings. He also expressed concern about the safety of one of the back up systems required by the Virginia Graeme Baker Pool and Spa Safety Act, the safety vacuum release system (SVRS). According to Dr. Lachocki, an SVRS does not prevent evisceration or hair and limb entrapments. Commissioner Adler asked Dr. Lachocki if he knew how many pools in the country use unblockable drain covers. Dr. Lachocki did not know how many pools use unblockable drain covers and also said that many jurisdictions were probably still not yet compliant with the requirements of the Virginia Graeme Baker Pool and Spa Safety Act. Commissioner Adler commended Dr. Lachocki for the great work of the NSPF and thanked him for taking the time to provide him with his thoughts regarding the potential effects the proposed revocation may have on the marketplace and pool owners. Commissioner Adler promised to consider Dr. Lachocki's comments carefully prior to the Commission's vote on the matter.

LOG AUTHOR: Jana Fong-Swamidoss

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