**67:42:11:02.  Playground area -- Swimming pool.** The playground must have at least fifty square feet of play area for each child during each scheduled recess time and must be enclosed with a fence, if the playground is within twenty-five feet of a high-volume traffic area, or located near any hazardous area. The fence must be at least four feet high. The playground must be free of litter, trash, and weeds. Playground equipment must be installed per manufacturer recommendations and maintained in good repair.

A swimming pool located on the premises and not emptied after each use must be secured on all sides with a fence that is at least five feet high and prevents child access. Exits from and entrances to the pool must have self-closing, latching gates that must be locked when children are present.

**Source:** 7 SDR 66, 7 SDR 89, effective July 1, 1981; 13 SDR 197, effective July 1, 1987; 14 SDR 20, effective August 13, 1987; 15 SDR 94, effective January 1, 1989; 21 SDR 206, effective June 4, 1995; 27 SDR 63, effective December 31, 2000; 31 SDR 40, effective September 29, 2004; 32 SDR 33, effective August 31, 2005; 39 SDR 220, effective June 27, 2013; 49 SDR 124, effective July 3, 2023.

**General Authority:** SDCL 26-6-16.

**Law Implemented:** SDCL 26-6-16(2)(6).