

## HEALTH CLUB OPT-OUT PROVISION

**House Bill 5218**

**Sponsor: Rep. Mary Schroer**

**Committee: Consumer Protection**

**Complete to 2-5-98**

### **A SUMMARY OF HOUSE BILL 5218 AS INTRODUCED 10-1-97**

House Bill 5218 would create an act to require that the first page of every health club or fitness center membership contract contain a provision allowing the member to revoke the contract within 30 days or three visits. More specifically, a contract for membership would be void if it did not include the following provision conspicuously on the first page of the contract:

*An individual is entitled to revoke this contract within 30 days after signing the contract or within 3 visits after signing the contract, whichever is earlier.*

The use of the fitness center's facilities on a single calendar day by the consumer would be considered a visit.

The bill would apply to any facility operated for profit that provides individuals with on-site programs or equipment for aerobic or anaerobic training and enhancement of physical strength, except for the following types of facilities:

- \* Public or private secondary schools, trade or vocational schools, community colleges or universities.

- \* A health or fitness facility located in a residential complex intended for the use of residents and their guests.

- \* A health or fitness facility located in a hotel for the exclusive use of hotel guests.

- \* A facility used solely for the practice of physical therapy as defined in the Public Health Code.

Analyst: W. Flory

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■ This analysis was prepared by nonpartisan House staff for use by House members in their deliberations, and does not constitute an official statement of legislative intent.