

P.L. 2025, CHAPTER 381, *approved January 20, 2026*  
Assembly, No. 5526 (*First Reprint*)

1 AN ACT concerning pool and spa service businesses and amending  
2 and supplementing P.L.2019, c.22.  
3  
4 BE IT ENACTED by the Senate and General Assembly of the State  
5 of New Jersey:  
6  
7 1. Section 1 of P.L.2019, c.22 (C.45:5A-39) is amended to read  
8 as follows:  
9 1. As used in this act:  
10 "Committee" means the Pool and Spa Service Contractors and  
11 Pool and Spa Builders and Installers Advisory Committee  
12 established pursuant to section 2 of **[this act]** P.L.2019, c.22  
13 (C.45:5A-40).  
14 "Licensed pool and spa builder and installer" means a person  
15 who is licensed pursuant to the provisions of section 6 of **[this act]**  
16 P.L.2019, c.22 (C.45:5A-44).  
17 "Licensed pool and spa service contractor" means a person who  
18 is licensed pursuant to the provisions of section 6 of **[this act]**  
19 P.L.2019, c.22 (C.45:5A-44).  
20 "Licensee" means a person licensed to engage in pool and spa  
21 service contracting, or pool and spa building and installation, as the  
22 case may be, pursuant to the provisions of section 6 of **[this act]**  
23 P.L.2019, c.22 (C.45:5A-44).  
24 "Pool" means a permanent spa or any in-ground or on-ground  
25 structure intended for swimming that is greater than twenty-four  
26 inches in depth.  
27 "Pool and spa building and installation" means the excavation  
28 and grading, construction and installation of pools, tiling and  
29 coping, and installation of all circulation equipment including  
30 pumps, filters, heaters, sanitizers and chemical feeders. It does not  
31 include direct connections to a sanitary sewer system or potable  
32 water lines, nor the grounding and bonding of any metal surfaces or  
33 the making of any electrical connections, or the direct connection to  
34 any natural gas or propane gas source. It also does not include the  
35 startup or commissioning of oil, gas, propane or heat pump pool  
36 heaters located outside or inside of a structure.  
37 "Pool and spa service business" means a partnership,  
38 corporation, or any other business entity engaged in the

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.  
Matter enclosed in superscript numerals has been adopted as follows:  
<sup>1</sup>Assembly floor amendments adopted December 22, 2025.

1 management and coordination of all phases of pool and spa building  
2 and installation and pool and spa contracting and holds a valid  
3 business license pursuant to P.L. , c. (C. ) (pending before  
4 the Legislature as this bill).

5 "Pool and spa service contracting" means the performance of all  
6 plumbing, heating, and electrical work necessary to service, modify,  
7 repair, replace, alter or maintain any pool, including above-ground  
8 pool, hot tub, spa or similar recreational or therapeutic equipment,  
9 where that work commences at an outlet, receptacle, connection,  
10 back-flow preventor or fuel supply pipe previously installed by a  
11 person holding the proper license. It shall also mean the service,  
12 repair or maintenance of the heating components of spa heaters  
13 contained inside of a self-contained spa, electric immersion heaters,  
14 and solar pool heaters. Swimming pool service and repair work  
15 includes: (1) the renovation or repair of non-potable water  
16 components of a pool, above-ground pool, hot tub or spa, including,  
17 but not limited to, the shell, concrete finish or vinyl liner of that  
18 pool, hot tub or spa; and (2) the draining, acid washing or backwash  
19 filtration of a pool or above-ground pool. Swimming pool service  
20 and repair work does not include:

21 (1) the renovation or repair of non-potable water components of  
22 a pool, hot tub or spa required to be installed, renovated or repaired,  
23 or the sale, installation, service or maintenance of a heater for a  
24 pool, hot tub, or spa, by a licensed electrician, plumber, or HVACR  
25 contractor;

26 (2) the service, repair, and maintenance of any oil, natural or  
27 manufactured gas burning heater's combustion components, heater  
28 controls, or combustion safety components; and

29 (3) the service and repair of free standing heat pump pool  
30 heaters, including the refrigerant circuit, heat pump control circuit  
31 and devices, or any safety controls.

32 "Subcontractor" means a partnership, corporation, or any other  
33 business entity that is not a pool and spa business that knowingly  
34 enters into a contract with a pool and spa service business or  
35 another subcontractor working with a pool and spa service business  
36 in the fulfillment of a contract issued by a contracting agency. In  
37 the case of a contract, "subcontractor" shall mean only those  
38 subcontractors who are required by law to be named in the  
39 submission of a bid.

40 (cf: P.L.2019, c.22, s.1)

41  
42 2. (New section) a. A pool and spa service business shall  
43 secure a business permit from the Pool and Spa Service Contractors  
44 and Pool and Spa Builders and Installers Advisory Committee prior  
45 to engaging in the performance of any work.

46 b. (1) A person or an officer, partner, employee, or  
47 representative who is or will be actively engaged or on-site on  
48 behalf of a pool and spa service business shall be licensed as a pool

1 and spa builder and installer or a pool and spa service contractor, or  
2 both, in accordance with the provisions of P.L.2019, c.22 (C.45:5A-  
3 39 et seq.).

4 (2) A person licensed in accordance with paragraph (1) of this  
5 subsection shall assume full responsibility for inspection and  
6 supervision of work that aligns with the individual professional  
7 license held by the person and is to be provided by the pool and spa  
8 service business for which the person is employed and in  
9 compliance with recognized safety standards.

10 c. The board shall issue a permit to a business:

11 (1) where at least one employee holds a valid pool and spa  
12 builder and installer license or pool and spa contractor license  
13 issued by the board;

14 (2) that pays required application and renewal fees; and

15 (3) that meets any additional requirements established by the  
16 board as may be necessary to effectuate the purposes of  
17 P.L. , c. (C. ) (pending before the Legislature as this bill).

18 d. A business permit issued under this section shall be renewed  
19 every three years.

20 e. A pool and spa service business holding a valid permit shall  
21 be authorized to serve as a general contractor for all aspects of pool  
22 and spa building and installation and pool and spa contracting,  
23 provided that all specialized work is performed by appropriately  
24 licensed professionals where required by law.  
25

26 3. <sup>1</sup>(New section)<sup>1</sup> A subcontractor performing work under a  
27 pool and spa service business shall not be required to obtain a  
28 license under P.L.2019, c.22 (C.45:5A-39 et seq.), but shall perform  
29 work under the supervision of a <sup>1</sup>**permitted pool and spa service**  
30 **business** licensee<sup>1</sup>.  
31

32 4. The board, in consultation with the advisory committee shall  
33 adopt rules and regulations pursuant to the “Administrative  
34 Procedure Act,” P.L.1968, c.410 (C.52:14B-1 et seq.) necessary to  
35 effectuate the purposes of P.L. , c. (C. ) (pending before the  
36 Legislature as this bill).  
37

38 5. This act shall take effect on the first day of the 10th month  
39 following enactment, except that the board, in consultation with the  
40 advisory committee, shall take such anticipatory actions prior to the  
41 effective date as may be necessary to implement the provisions of  
42 this act.  
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46  
47 Provides for permit of pool and spa service business as general  
48 contractor for pool and spa building and installation and pool and  
49 spa service contracting.