



# Health Spa Registration

DELAWARE DEPARTMENT OF JUSTICE | CONSUMER PROTECTION UNIT

## Am I required to register?

Do you sell memberships in a program of physical exercise, physical fitness, weight control, or figure reduction?

Yes

No

Do you sell class packs or multi-class style packages?

Yes

No

Do you accept any funds in exchange for use of a room in which activities done in the service of advertised physical exercise, physical fitness, weight control, or figure reduction occurs?

Yes

No

Do you have one or more of the following:

- Weight lifting room
- Exercising room
- Exercising device
- Weight loss device
- Whirlpool
- Steam room

**Yes, you are required to register.**

**No, you are not required to register.**



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## Am I required to pay the fee?

Do you have customers that purchase health spa services that cover a period longer than 3 months?

Yes

No

Yes

Do you advertise memberships that cover a period longer than three months or charge an annual fee?

No

Do you also receive money, in an aggregate amount at any point, the amount of which is greater than the value of 3 months' commitment?\*

Yes

Have you paid into the fund any three consecutive years at any point?

No

Yes

Do you have proof of payment?

No

Yes

No

**I do not need to pay into the Health Spa Guaranty Fund.**

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**You must pay the fee.**

**Inquire with the Director as to the Fund balance; if it is over \$250,000, you are eligible to request a fee waiver.**

\*includes annual fees



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## What is the Health Spa statute?

The Health Spa statute protects consumers against fraud, deceit and financial hardship, and promotes fair dealing in health spa services. By regulating health spas, CPU works to prevent false and misleading advertising and dishonest, deceptive and unscrupulous practices that injure the public.

*See [6 Del. C. § 4201](#) for the Statement of Purpose.*

Gyms offering qualifying contracts pay into the Health Spa Guaranty Fund as part of their registration. If your gym, yoga studio, or fitness center goes out of business, fails to comply with the statute, or fails to comply with its contractual obligations, consumers with a claim may apply to the CPU Director for payment to cover the claim.

*Read the statute at:*

[www.delcode.delaware.gov/title6/c042/](http://www.delcode.delaware.gov/title6/c042/)

*More information:*

[www.attorneygeneral.delaware.gov/fraud/cpu/health-spa-applications/](http://www.attorneygeneral.delaware.gov/fraud/cpu/health-spa-applications/)