

STATE OF NEW YORK

362

2019-2020 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 9, 2019

Introduced by M. of A. PAULIN, D'URSO, GALEF, LAVINE, ORTIZ, D. ROSEN-
THAL, SEAWRIGHT, SIMON, McDONOUGH -- read once and referred to the
Committee on Consumer Affairs and Protection

AN ACT to direct the department of state to study, evaluate, and make
recommendations concerning safety standards at baseball stadiums

The People of the State of New York, represented in Senate and Assem-
bly, do enact as follows:

1 Section 1. Definitions. For the purposes of this act, "baseball stadi-
2 um" means a place of public assembly with an occupancy capacity of at
3 least five thousand persons, in which baseball games are played and
4 seating or standing room is assigned by issuance of tickets purchased by
5 spectators.

6 § 2. Study. The department of state is hereby authorized and directed
7 to conduct a study of the protective netting currently in use at base-
8 ball stadiums in the state to determine whether such netting is suffi-
9 cient to protect spectators during baseball games. Such study shall
10 examine, at a minimum, the following:

11 (a) the reported incidence of injuries suffered in baseball stadiums
12 in the state by spectators as a result of being struck by a baseball or
13 a thrown bat, the nature and severity of such injuries, and the general
14 location where such injuries were suffered by such spectators within the
15 baseball stadiums;

16 (b) the policies of the owners or operators of baseball stadiums in
17 the state regarding the reporting of injuries, and whether or not such
18 policies adequately disclose the rate of injuries suffered by spectators
19 in such stadiums;

20 (c) whether baseball stadiums in the state are maintaining adequate
21 protective netting to ensure the safety of spectators; and

22 (d) any other steps that may be taken to increase safety for specta-
23 tors at baseball games in the state, including, but not limited to the

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 posting of notices on tickets, seats, or other locations within a base-
2 ball stadium warning spectators of the possibility of injury as a result
3 of being struck by a baseball or thrown bat.

4 § 3. Powers. The department of state may consult with any state or
5 local office, agency, or department and request information from any
6 such entity that is relevant and material to the completion of this
7 study and report.

8 § 4. Report. No later than one year after the effective date of this
9 act, the department of state shall deliver a report of the findings of
10 the study conducted pursuant to section two of this act to the governor,
11 the temporary president of the senate, and the speaker of the assembly.

12 § 5. This act shall take effect immediately.