STATE OF NEW YORK

3823

2019-2020 Regular Sessions

IN SENATE

February 15, 2019

Introduced by Sen. SAVINO -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer 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 Assembly, do enact as follows:

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

§ 2. Study. The department of state is hereby authorized and directed to conduct a study of the protective netting currently in use at baseball stadiums in the state to determine whether such netting is sufficient to protect spectators during baseball games. Such study shall examine, at a minimum, the following:

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

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

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

(d) any other steps that may be taken to increase safety for spectators at baseball games in the state, including, but not limited to the posting of notices on tickets, seats, or other locations within a base-

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

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ball stadium warning spectators of the possibility of injury as a result of being struck by a baseball or thrown bat.

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

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

§ 5. This act shall take effect immediately.