



**Division of
Consumer Protection**

Consumer Protection Law

Movable Soccer Goal Safety

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New York State
DEPARTMENT OF STATE
Division of Consumer Protection
www.dos.ny.gov

Andrew M. Cuomo
Governor

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Secretary of State

Consumer Protection Law

Movable Soccer Goal Safety

General Business

§ 399-j. Safety Standards; Moveable Soccer Goals.

1. The Department of State, in consultation with the Office of Parks, Recreation and Historic Preservation, shall promulgate rules and regulations establishing safety standards for anchoring, securing and counter-weighting a moveable soccer goal. Such regulations shall substantially comply with the Guidelines for Moveable Soccer Goal Safety produced by the United States Consumer Product Safety Commission or any successor commission or agency. For the purposes of this section, the term "moveable soccer goal" shall mean a freestanding structure consisting of at least two upright posts, a crossbar, and support bars that is designed:

- (a) to be used by adults or children for the purposes of a soccer goal;
- (b) to be used without any other form of support or restraint other than pegs, stakes, or other forms of temporary anchoring device; and
- (c) to be able to be moved to different locations.

2. No person, firm, corporation, or other legal entity which erects a moveable soccer goal shall erect in this State such moveable soccer goal unless such goal shall be erected in the manner required by those rules and regulations promulgated pursuant to this section; provided however, that moveable soccer goals erected upon one, two and three-family residential real property shall be exempt from the requirements of this section.

3. Whenever the Attorney General shall believe from evidence satisfactory to him or her that any person, firm, corporation or association or agent or employee thereof has violated any provision of this section, he or she may bring an action in the Supreme Court of the State of New York for a judgment enjoining the continuance of such violation and for a civil penalty of not more than five hundred dollars for each violation. If it shall appear to the satisfaction of the court or justice that the defendant has knowingly violated any provision of this section, no proof shall be required that any person has been injured thereby nor that the defendant knowingly or intentionally violated such provision. In such action, preliminary relief may be granted under Article Sixty-Three of the Civil Practice Law and Rules. Before any violation of this section is sought to be enjoined, the Attorney General shall be required to give the person against whom such proceeding is contemplated notice by certified mail and an opportunity to show in writing within five business days after receipt of notice why proceedings should not be instituted against such person, unless the Attorney General shall find, in any case in which he or she seeks preliminary relief, that to give such notice and opportunity is not in the public interest.

Miscellaneous

PART 4608

ANCHORING, SECURING AND COUNTER-WEIGHTING A MOVEABLE SOCCER GOAL

(Statutory Authority: General Business Law Section 399-j)

Section 4608.1 Definitions.

(a) Moveable soccer goal shall mean a freestanding structure consisting of at least two upright posts, a crossbar, and support bars that is designed:

- (1) to be used by adults or children for the purposes of a soccer goal;
- (2) to be used without any other form of support or restraint other than pegs, stakes, or other forms of temporary anchoring device; and
- (3) to be able to be moved to different locations.

Section 4608.2 Incorporation by reference.

This Part adopts safety standards for anchoring, securing and counter-weighting moveable soccer goals contained within the U.S. Consumer Product Safety Commission Guidelines for Movable Soccer Goal Safety as New York State's safety standards for anchoring, securing and counter-weighting moveable soccer goals. This publication is thus incorporated by reference in this Part. Said publication, entitled: **Guidelines for Movable Soccer Goal Safety**, published by the U.S. Consumer Product Safety Commission in 1995, as Publication No. 326, is online free of charge at:

<http://www.cpsc.gov/en/Safety-Education/Safety-Guides/Sports-Fitness-and-Recreation/Guidelines-for-Movable-Soccer-Goal-Safety/>.

Said publication may be viewed at the New York State Department of State, Division of Consumer Protection, 99 Washington Avenue, Suite 640, Albany, New York 12231, the New York State Department of State website at **www.dos.ny.gov** and the New York State Office of Parks, Recreation and Historic Preservation, 625 Broadway, Albany, NY 12207.