

STATE OF WISCONSIN  
DEPARTMENT OF COMMERCE

**NOTICE OF  
PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that pursuant to s. 167.21 (2), Stats., the Department of Commerce will hold a public hearing on proposed rules under chapter Comm 9 relating to anchorage of moveable soccer goals.

The public hearing will be held as follows:

**Date and Time:**

Tuesday, February 15, 2011  
10:00 a.m.

**Location:**

Conference Room 3B  
Tommy G. Thompson Center  
201 W. Washington Avenue  
Madison

Interested persons are invited to appear at the hearing and present comments on the proposed rules. Persons making oral presentations are requested to submit their comments in writing. Persons submitting comments will not receive individual responses. The hearing record on this proposed rulemaking will remain open until February 23, 2011, to permit submittal of written comments from persons who are unable to attend the hearing or who wish to supplement testimony offered at the hearing. Written comments should be submitted to James Quast, at the Department of Commerce, P.O. Box 2689, Madison, WI 53701-2689, or Email at [jim.quast@wisconsin.com](mailto:jim.quast@wisconsin.com).

This hearing is held in an accessible facility. If you have special needs or circumstances that may make communication or accessibility difficult at the hearing, please call (608) 266-8741 or (608) 264-8777 (TTY) at least 10 days prior to the hearing date. Accommodations such as interpreters, English translators, or materials in audio tape format will, to the fullest extent possible, be made available upon a request from a person with a disability.

The proposed rules and an analysis of the proposed rules are available on the Internet at the Safety and Buildings Division Web site at [www.commerce.wi.gov/SB/](http://www.commerce.wi.gov/SB/). Paper copies may be obtained without cost from Norma McReynolds, at the Department of Commerce, Program Development Bureau, P.O. Box 2689, Madison, WI 53701-2689, or Email [norma.mcreynolds@wisconsin.gov](mailto:norma.mcreynolds@wisconsin.gov), or at telephone (608) 267-7907 or TDD Relay dial 711 in Wisconsin or (800) 947-3529. Copies will also be available at the public hearing.

The small business regulatory coordinator for the Department of Commerce is Carol Dunn, who may be contacted at telephone (608) 267-0297, or Email at [carol.dunn@wisconsin.gov](mailto:carol.dunn@wisconsin.gov).

The Wisconsin Department of Commerce adopts an order to create ch. Comm 9, relating to the anchorage of movable soccer goals.

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**Analysis of Rule**

**1. Statutes Interpreted**

Statutes Interpreted: s. 167.21 (2), 2009 Wisconsin Act 390.

**2. Statutory Authority**

Statutes Interpreted: ss. 101.02 (1), and 167.21 (2), Stats., 2009 Wisconsin Act 390.

**3. Related Statute or Rule**

None known.

**4. Explanation of Agency Authority**

Under 2009 Wisconsin Act 390, s. 167.21, Stats., the Department is directed to develop rules to address the securing of movable soccer goals.

**5. Summary of Proposed Rules**

The proposed rules establish minimum standards for the securing of movable soccer goals to lessen the likelihood of the goals tipping over or overturning. The proposed rules apply to both existing and new movable soccer goals. The proposed rules reflect guidelines of the Consumer Product Safety Commission.

**6. Summary of, and Comparison with, Existing or Proposed Federal Regulations**

The federal Consumer Product Safety Commission's has published *Guidelines for Movable Soccer Goal Safety*. The guidelines include a section on anchoring, securing and counterweighting soccer goals. The guidelines were published in 1995.

**7. Comparison with Rules in Adjacent States**

An Internet-based search of the anchoring or securing of movable soccer goals in the states of Illinois, Iowa, Michigan and Minnesota found that none of the states have specific rules or programs regarding the subject.

**8. Summary of Factual Data and Analytical Methodologies**

The proposed rules were developed by reviewing the provisions under 2009 Wisconsin Act 390 in conjunction with the following documents:

- ASTM F 1938, *Standard Guide for Safer Use of Movable Soccer Goals*, 2009.
- ASTM F 2056, *Standard Safety and Performance Specification for Soccer Goals*, 2009.
- ASTM F 2673, *Standard Safety Specification for Special Tip-Resistant Movable Soccer Goals*, 2008.
- Consumer Product Safety Commission’s, *Guidelines for Movable Soccer Goal Safety*.

**9. Effect on Small Business including an Analysis and Supporting Documents used to Determine Effect on Small Business or in Preparation of Economic Impact Report**

The proposed rules implement the mandates of 2009 Wisconsin Act 390 regarding the securing of movable soccer goals. The rules would apply to all existing and future movable soccer goals. The department does not believe that the proposed rules will increase the effect on small businesses over the mandates of the Act.

An economic impact report has not been required pursuant to s. 227.137, Stats.

**10. Agency Contact.**

James Quast, Program Manager, [jim.quast@wisconsin.gov](mailto:jim.quast@wisconsin.gov), (608) 266-9292.

**11. Public Hearing Comments.**

The hearing record on this proposed rulemaking will remain open until February 23, 2011. Written comments on the proposed may be submitted to James Quast, at the Department of Commerce, P.O. Box 2689, Madison, WI 53701-2689, or Email at [jim.quast@wisconsin.gov](mailto:jim.quast@wisconsin.gov).

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SECTION 1. Chapter Comm 9 is created to read:

**Chapter Comm 9**  
**Anchorage of Movable Soccer Goals**

**Comm 9.01 Purpose.** This chapter establishes minimum standards for the anchorage of movable soccer goals to limit injuries resulting from overturning.

**Comm 9.02 Scope and application. (1) SCOPE.** (a) This chapter applies to movable soccer goals whose inside measurements are 6.5 to 8 feet high and 18 to 24 feet wide, except as provided in par. (b).

(b) This chapter does not apply to tip-resistant goals that are labeled indicating conformance to ASTM F2056, Standard Safety Specification for Special Tip-Resistant Movable Soccer Goals.

**(2) APPLICATION.** This chapter applies to all of the following:

(a) Movable soccer goals existing before, on and after the June 1, 2011.

(b) Movable soccer goals located or to be located on public land.

**Comm 9.03 Definitions.** In this chapter:

**(1)** “Public land” embraces all lands within the state except those associated with single-family residences.

**(2)** “Movable soccer goal” has the meaning as given in s. 167.21 (1) (c), Stats.

**Note:** Section 167.21 (1) (c) reads: “Movable soccer goals” means a freestanding structure that consists of at least 2 upright posts, a crossbar, and support bars and that is designed to be used as a soccer goal and to be movable to different locations.

**Comm 9.10 General requirements. (1)** As of July 1, 2011, a movable soccer goal shall be secured at its location and each new location in a manner acceptable to the department that will reduce the possibility of its overturning.

**(2)** Manners of anchorage of movable soccer goals acceptable to the department include the following guidelines:

(a) Guidelines published by the federal consumer product safety commission in January 1995.

(b) Guidelines published by the ASTM under designation F1938, Standard Guide for Safer Use of Movable Soccer Goals.

**(3)** A movable soccer goal may not be placed on a hill or sloping site.

**(4) (a)** A permanent overturning warning label shall be fixed to the goal.

(b) The warning label shall depict graphically the injury hazard and warning of climbing on or hanging from an unanchored or unsecured soccer goal.

**Note:** See the federal CPSC Guidelines or ASTM standards F1938 and F2056 for examples of warning labels.

**(5)** (a) Movable soccer goals shall be moved by authorized and trained personnel.

(b) The authorization and training for moving and securing soccer goals shall be provided by the owners of the goals.

**END**

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**EFFECTIVE DATE**

Pursuant to s. 227.22 (2) (b), Stats., these rules shall take effect on July 1, 2011.

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