6721--A

Cal. No. 507

I N   S E N A T E

March 13, 2012
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Introduced by Sen. GALLIVAN -- read twice and ordered printed, and when
  printed to be committed to the Committee on Social Services --
  reported favorably from said committee, ordered to first and second
  report, ordered to a third reading, amended and ordered reprinted,
  retaining its place in the order of third reading

AN ACT to amend the social services law, in relation to requiring cord-
  less window coverings in child day care centers, public institutions
  for children and certain other facilities

  THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-
BLY, DO ENACT AS FOLLOWS:

 1   Section 1. The social services law is amended by adding a new section
 2 390-i to read as follows:
 3   S 390-I. CORDLESS WINDOW COVERINGS REQUIRED. 1. FOR PURPOSES OF THIS
 4 SECTION THE FOLLOWING TERMS SHALL HAVE THE MEANINGS SET FORTH BELOW:
 5   (A) "BEADED CHAIN" MEANS A SERIES OF SMALL SPHERES, EQUALLY SPACED ON
 6 A CORD OR CONNECTED BY METAL SHAFTS USED TO RAISE AND LOWER A WINDOW
 7 COVERING.
 8   (B) "CORD LOOP" MEANS A CURVING OR DOUBLING OF A BEADED CHAIN OR CORD
 9 TO FORM A CLOSED LOOP.
10   (C) "CORDLESS WINDOW COVERING" MEANS:
11   (I) A HORIZONTAL BLIND OR CELLULAR SHADE THAT HAS NO DRAW CORD AND THE
12 INTERNAL LIFT CORD RUNS IN THE SLATS OF THE HORIZONTAL BLIND SO THAT THE
13 CORD IS INCAPABLE OF FORMING A LOOP GREATER THAN 7.25 INCHES;
14   (II) A ROMAN SHADE, ROLL-UP BLIND, OR WOVEN SHADE THAT HAS NO DRAW
15 CORD AND THE LIFT CORD IS COMPLETELY ENCLOSED SO THAT IT IS NOT ACCESSI-
16 BLE;
17   (III) A VERTICAL BLIND THAT HAS A WAND AS ITS OPERATING MECHANISM AND
18 DOES NOT CONTAIN ANY BEADED CHAINS, CORDED PULLEYS, OR OTHER CORD LOOP
19 OPERATING MECHANISMS; AND
20   (IV) A ROLLER SHADE THAT DOES NOT CONTAIN A CORD OR BEADED CHAIN.
21   (D) "DRAW CORD" MEANS ANY FORM OF ROPE, STRAP, OR STRING USED TO RAISE
22 OR LOWER A WINDOW COVERING.
23   (E) "INTERNAL LIFT CORD" MEANS A CORD THAT IS CONTAINED INSIDE THE
24 BODY AND RAILS OF THE BLIND OR SHADE.

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 1    (F) "WAND" MEANS A ROD USED TO:
 2    (I) ROTATE A VERTICAL BLIND; OR
 3    (II) TILT A HORIZONTAL BLIND.
 4    2. ANY AGENCY BOARDING HOME, GROUP HOME, CHILD DAY CARE CENTER, PUBLIC
 5  INSTITUTION  FOR  CHILDREN,  OR  ANY  AUTHORIZED  AGENCY NOT INCLUDING A
 6  FOSTER HOME, FAMILY DAY CARE CENTER OR  GROUP  FAMILY  DAY  CARE  CENTER
 7  INSTALLING  NEW  OR  REPLACEMENT  WINDOW  COVERINGS  ON OR AFTER OCTOBER
 8  FIRST, TWO THOUSAND THIRTEEN, SHALL INSTALL CORDLESS WINDOW COVERINGS OR
 9  WINDOW COVERINGS WITH INACCESSIBLE OPERATIONAL AND INNER CORDS.
10    3. ANY AGENCY BOARDING HOME, GROUP HOME, CHILD  DAY  CARE  CENTER,  OR
11  PUBLIC INSTITUTION FOR CHILDREN OR ANY AUTHORIZED AGENCY NOT INCLUDING A
12  FOSTER HOME, FAMILY DAY CARE CENTER OR GROUP FAMILY DAY CARE CENTER THAT
13  HAS  WINDOW  COVERINGS IN PLACE BEFORE OCTOBER FIRST, TWO THOUSAND THIR-
14  TEEN, SHALL MEET MINIMUM SAFETY  STANDARDS  ESTABLISHED  IN  REGULATIONS
15  JOINTLY  ADOPTED  BY  THE DEPARTMENT OF CHILDREN AND FAMILY SERVICES AND
16  THE DEPARTMENT OF EDUCATION THAT INCLUDE STANDARDS FOR:
17    (A) ROMAN  SHADES,  ROLL-UP  SHADES,  WOVEN  SHADES,  AND  ALL  WINDOW
18  COVERINGS WITH EXPOSED AND UNSECURED CORDS;
19    (B)  HORIZONTAL BLINDS, CELLULAR SHADES, AND ALL WINDOW COVERINGS THAT
20  HAVE DRAW CORDS FOR THEIR OPERATION; AND
21    (C) VERTICAL BLINDS AND OTHER  WINDOW  COVERING  PRODUCTS  WITH  LOOPS
22  UTILIZED IN THEIR OPERATION.
23    4.  IF  A  PERSON FAILS TO COMPLY WITH THE REQUIREMENTS OF SUBDIVISION
24  THREE OF THIS SECTION, THE AUTHORIZED AGENCY MAY REQUIRE REPLACEMENT  OF
25  EXISTING  WINDOW  COVERINGS  WITH  CORDLESS  WINDOW  COVERINGS OR WINDOW
26  COVERINGS WITH INACCESSIBLE OPERATIONAL AND INNER CORDS.
27    S 2. This act shall take effect October 1, 2013. Effective  immediate-
28  ly,  the  addition,  amendment  and/or  repeal of any rule or regulation
29  necessary for the implementation of this act on its effective  date  are
30  authorized  and  directed  to  be  made  and completed on or before such
31  effective date.
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