

6672

2013-2014 Regular Sessions

I N A S S E M B L Y

April 12, 2013

Introduced by M. of A. McDONALD -- read once and referred to the Committee on Children and Families

AN ACT to amend the social services law, in relation to requiring safer 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 ASSEMBLY, 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. SAFER WINDOW COVERINGS REQUIRED. 1. FOR PURPOSES OF THIS
4 SECTION, THE DEFINITIONS SET FORTH IN ANSI/WCMA A100.1-2012 SHALL APPLY.
5 2. ANY AGENCY BOARDING HOME, GROUP HOME, CHILD DAY CARE CENTER, PUBLIC
6 INSTITUTION FOR CHILDREN, OR ANY AUTHORIZED AGENCY NOT INCLUDING A
7 FOSTER HOME, FAMILY DAY CARE CENTER OR GROUP FAMILY DAY CARE CENTER
8 INSTALLING NEW OR REPLACEMENT WINDOW COVERINGS ON OR AFTER OCTOBER
9 FIRST, TWO THOUSAND FOURTEEN, SHALL INSTALL WINDOW COVERINGS THAT MEET
10 THE REQUIREMENTS OF ANSI/WCMA A100.1-2012 OR ANY SUCCESSOR STANDARD
11 THERETO ADOPTED IN ACCORDANCE WITH ANSI PROCEDURES.
12 3. WINDOW COVERINGS IN PLACE BEFORE OCTOBER FIRST, TWO THOUSAND FOUR-
13 TEEN IN ANY AGENCY BOARDING HOME, GROUP HOME, CHILD DAY CARE CENTER, OR
14 PUBLIC INSTITUTION FOR CHILDREN OR ANY AUTHORIZED AGENCY NOT INCLUDING A
15 FOSTER HOME, FAMILY DAY CARE CENTER OR GROUP FAMILY DAY CARE CENTER
16 SHALL:
17 (A) MEET THE REQUIREMENTS OF A VERSION OF ANSI/WCMA A100.1 THAT WAS IN
18 EFFECT AT THE TIME THAT THE COVERINGS WERE MANUFACTURED, INCLUDING STANDARDS FOR:
19 (I) ROMAN SHADES, ROLL-UP SHADES, WOVEN SHADES, AND ALL WINDOW
20 COVERINGS WITH EXPOSED AND UNSECURED CORDS;
21 (II) HORIZONTAL BLINDS, CELLULAR SHADES, AND ALL WINDOW COVERINGS THAT
22 HAVE EXPOSED DRAW CORDS FOR THEIR OPERATION;
23

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

LBD09905-02-3

1 (III) VERTICAL BLINDS AND OTHER WINDOW COVERING PRODUCTS WITH LOOPS
2 UTILIZED IN THEIR OPERATION; OR

3 (B) BE RETROFITTED WITH REPAIR KITS APPROVED BY THE CONSUMER PRODUCT
4 SAFETY COMMISSION FOR DISTRIBUTION TO CONSUMERS BY THE WINDOW COVERING
5 SAFETY COUNCIL.

6 4. IF A PERSON FAILS TO COMPLY WITH THE REQUIREMENTS OF SUBDIVISION
7 THREE OF THIS SECTION, THE AUTHORIZED AGENCY MAY REQUIRE REPLACEMENT OF
8 EXISTING WINDOW COVERINGS WITH SAFER WINDOW COVERINGS THAT MEET THE
9 REQUIREMENTS OF ANSI/WCMA A100.1-2012 OR ANY SUCCESSOR STANDARD THERETO
10 ADOPTED IN ACCORDANCE WITH ANSI PROCEDURES.

11 S 2. This act shall take effect October 1, 2014. Effective immediate-
12 ly, the addition, amendment and/or repeal of any rule or regulation
13 necessary for the implementation of this act on its effective date are
14 authorized and directed to be made and completed on or before such
15 effective date.