

# STATE OF NEW YORK

2150--A

2021-2022 Regular Sessions

## IN ASSEMBLY

January 14, 2021

Introduced by M. of A. L. ROSENTHAL, DINOWITZ, GUNTHER, WEPRIN, FAHY --  
Multi-Sponsored by -- M. of A. COOK, ENGLEBRIGHT, PERRY -- read once  
and referred to the Committee on Children and Families -- committee  
discharged, bill amended, ordered reprinted as amended and recommitted  
to said committee

AN ACT in relation to establishing Brendan's law; and to amend the  
social services law, in relation to requiring cordless window  
coverings in child day care centers 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. This act shall be known and may be cited as "Brendan's  
2 Law".

3 § 2. The social services law is amended by adding a new section 390-m  
4 to read as follows:

5 § 390-m. Cordless window coverings required. 1. For purposes of this  
6 section the following terms shall have the meanings set forth below:

7 (a) "Beaded chain" means a cord with a series of small spheres, typi-  
8 cally made of metal or plastic.

9 (b) "Cord loop" means a loop formed by an inner cord that does not  
10 diminish in size when the force used to create the loop is removed.

11 (c) "Cordless window covering" means:

12 (i) a horizontal blind or cellular shade that has no draw cord and the  
13 internal lift cord runs in the slats of the horizontal blind so that the  
14 cord is incapable of forming a loop greater than 4 inches in diameter  
15 resulting in a 12-inch maximum circumference;

16 (ii) a Roman shade, roll-up blind, or woven shade that has no draw  
17 cord and the lift cord is completely enclosed so that it is not accessi-  
18 ble;

19 (iii) a vertical blind that has a wand as its operating mechanism and  
20 does not contain any beaded chains, corded pulleys, or other cord loop  
21 operating mechanisms; and

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

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1 (iv) a roller shade that does not contain a cord or beaded chain.

2 (d) "Draw cord" means any form of rope, strap, or string used to raise  
3 or lower a window covering.

4 (e) "Internal lift cord" means a cord that is contained inside the  
5 body and rails of the blind or shade.

6 (f) "Wand" means a rigid material used for manual operation.

7 2. Any child day care center as defined in paragraph (c) of subdivi-  
8 sion one of section three hundred ninety of this title or any authorized  
9 agency as defined in paragraph (a) of subdivision ten of section three  
10 hundred seventy-one of this title including any agency boarding home or  
11 group home installing new or replacement window coverings shall install  
12 cordless window coverings or window coverings with inaccessible opera-  
13 tional and inner cords.

14 3. Any child day care center as defined in paragraph (c) of subdivi-  
15 sion one of section three hundred ninety of this title or any authorized  
16 agency as defined in paragraph (a) of subdivision ten of section three  
17 hundred seventy-one of this title including any agency boarding home or  
18 group home that has window coverings in place prior to the effective  
19 date of this section, shall meet the requirements of ANSI/WCMA A  
20 100.1-2018 or any successor standard thereto, including standards for:

21 (a) Roman shades, roll-up shades, woven shades, and all window  
22 coverings with exposed and unsecured cords;

23 (b) horizontal blinds, cellular shades, and all window coverings that  
24 have exposed draw cords for their operation; and

25 (c) vertical blinds and other window covering products with loops  
26 utilized in their operation.

27 4. If a person fails to comply with the requirements of subdivision  
28 three of this section, the authorized agency may require replacement of  
29 existing window coverings with cordless window coverings or window  
30 coverings with inaccessible operational and inner cords.

31 § 3. This act shall take effect twenty-four months after it shall have  
32 become a law. Effective immediately, the addition, amendment and/or  
33 repeal of any rule or regulation necessary for the implementation of  
34 this act on its effective date are authorized to be made and completed  
35 on or before such effective date.