

(V) AN INDEPENDENT CONTRACTOR OR EMPLOYER AS PROVIDED IN § 32K OF THIS SUBTITLE.

(3) EXCEPT AS PROVIDED IN THIS SUBSECTION, INFORMATION CONTAINED ON CHEMICAL INFORMATION LISTS SHALL BE PRIVILEGED AND MAY NOT BE DISCLOSED BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE TO ANY PERSON OR IN ANY CIVIL PROCEEDING.

32-I.

(A) AN EMPLOYER SHALL PROVIDE, UPON REQUEST, TO THE PERSON RESPONSIBLE FOR THE ADMINISTRATION AND DIRECTION OF A FIRE DEPARTMENT IN A POLITICAL SUBDIVISION, INCLUDING A FIRE CHIEF OR FIRE ADMINISTRATOR, OR THAT PERSON'S DESIGNEE:

(1) A LIST OF WORK AREAS, IDENTIFIED BY NAME AND LOCATION, AND THE APPROPRIATE CHEMICAL INFORMATION LIST FOR EACH WORK AREA; AND

(2) A MATERIAL SAFETY DATA SHEET FOR EACH HAZARDOUS CHEMICAL INCLUDED ON THE CHEMICAL INFORMATION LIST.

(B) A PERSON PROVIDED INFORMATION UNDER SUBSECTION (A) OF THIS SECTION SHALL MAKE THIS INFORMATION AVAILABLE UPON REQUEST, TO FIRE SUPPRESSION, FIRE INSPECTION, RESCUE SQUAD, AND AMBULANCE SQUAD UNITS WITHIN THE SAME JURISDICTION.

(C) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION OR § 32K OF THIS SUBTITLE, INFORMATION SUBMITTED OR MADE AVAILABLE PURSUANT TO THIS SECTION SHALL BE PRIVILEGED AND MAY NOT BE DISCLOSED TO ANY PERSON OR IN ANY CIVIL PROCEEDING.

32J.

(A) THIS SECTION DOES NOT APPLY TO RETAIL ESTABLISHMENTS WITH RESPECT TO CHEMICALS INTENDED FOR SALE TO THE GENERAL PUBLIC.

(B) A MANUFACTURER AND ANY DISTRIBUTOR SHALL PROVIDE TO A PURCHASER OF ANY HAZARDOUS CHEMICAL A MATERIAL SAFETY DATA SHEET CONTAINING THE INFORMATION REQUIRED BY SUBSECTION (B) OF § 32F OF THIS SUBTITLE.

(C) A MANUFACTURER OR DISTRIBUTOR WHO HAS COMPLIED WITH SUBSECTION (A) OF THIS SECTION IN A PREVIOUS SALE OR SHIPMENT OF A HAZARDOUS CHEMICAL SHALL ONLY BE REQUIRED TO PROVIDE INFORMATION THAT WOULD UPDATE THE MATERIAL SAFETY DATA SHEET WHICH WAS PREVIOUSLY GIVEN TO THE PURCHASER.

(D) A PURCHASER WHO HAS NOT RECEIVED FROM A MANUFACTURER OR DISTRIBUTOR THE INFORMATION REQUIRED UNDER THIS SECTION SHALL REQUEST THE REQUIRED INFORMATION WITHIN 5 DAYS AFTER DELIVERY OF THE HAZARDOUS CHEMICAL.

32K.