

## 32B.

(A) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, AN EMPLOYER, CHEMICAL MANUFACTURER, IMPORTER, OR DISTRIBUTOR SHALL COMPLY WITH ALL APPLICABLE PROVISIONS OF THE UNITED STATES DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, "HAZARD COMMUNICATION STANDARD", 29 CFR 1910.1200, PUBLISHED AT 52 FEDERAL REGISTER NO. 163, AUGUST 24, 1987, PAGES 31876-31886, AND, AS ADOPTED BY THE COMMISSIONER, ALL SUBSEQUENT AMENDMENTS THERETO.

(B) WHENEVER USED IN 29 C.F.R. 1910.1200, THE TERMS "ASSISTANT SECRETARY OF LABOR FOR OSHA" AND "DIRECTOR OF THE NATIONAL INSTITUTE FOR OCCUPATIONAL SAFETY AND HEALTH" MEAN THE COMMISSIONER OF LABOR AND INDUSTRY OR THE COMMISSIONER'S DESIGNATED REPRESENTATIVE.

~~(B)~~ (C) THE EXCLUSION FOR ~~TOBACCO AND TOBACCO PRODUCTS AND WOOD AND WOOD PRODUCTS~~ SET FORTH IN 29 CFR 1910.1200 ~~(B)(6)(II) AND (B)(6)(III)~~ DO NOT APPLY IN MARYLAND.

~~(C)~~ (D) (1) EXCEPT FOR AN ANALYTICAL, EDUCATIONAL, OR RESEARCH AND DEVELOPMENT LABORATORY, A LABORATORY SHALL COMPLY WITH THE PROVISIONS OF 29 CFR 1910.1200.

(2) WITH RESPECT TO AN ANALYTICAL, EDUCATIONAL, OR RESEARCH AND DEVELOPMENT LABORATORY, AN EMPLOYER SHALL COMPLY WITH THE PROVISIONS OF 29 CFR 1910.1200(B)(3).

~~(D)~~ (E) WITH REGARD TO THE PROVISIONS OF 29 CFR 1910.1200(I), THE PARTY CLAIMING A TRADE SECRET HAS THE BURDEN OF PROVING THE CLAIM.

## 32C.

(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION AND IN ADDITION TO THE REQUIREMENTS SET FORTH IN § 32B, AN EMPLOYER SHALL COMPLY WITH §§ 32D THROUGH 32H OF THIS SUBTITLE.

(B) SECTIONS 32D THROUGH 32H OF THIS SUBTITLE DO NOT APPLY TO:

(1) ANY RAILROAD THAT IS SUBJECT TO THE FEDERAL RAILROAD SAFETY ACT OF 1970 AND THE JURISDICTION OF THE FEDERAL RAILROAD ADMINISTRATION;

(2) ANY LANDFILL IN THE STATE;

(3) ANY PERSON WHO:

(I) IS ENGAGED IN THE BUSINESS OF PROVIDING