

hazardous chemical is transferred from a labeled container, and which is intended only for the immediate use of the employee who performs the transfer.

(g) An employer shall ensure that a label or other form of warning is legible, in English, and prominently displayed on the container, or readily available in the work area throughout each work shift. An employer having employees who speak other languages may add the information in the other language to the material presented to employees, as long as the information is also presented in English.

(h) An employer need not affix new labels to comply with this section if existing labels already convey the required information.

(i) This section does not require labeling of the following chemicals:

(1) Any pesticide, as this term is defined in the Federal Insecticide, Fungicide, and Rodenticide Act (7 U.S.C. 136 et seq.), when subject to the labeling requirements of that act and labeling regulations issued under that act by the United States Environmental Protection Agency;

(2) Any food, food additive, color additive, drug, or cosmetic, including materials intended for use as ingredients in these products, such as flavors and fragrances, as the terms are defined in the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 301 et seq.) and regulations issued under that act, when these products are subject to the labeling requirements of that act and labeling regulations issued under that act by the United States Food and Drug Administration;

(3) Any distilled spirits or beverage alcohols, wine or malt beverage intended for nonindustrial use, as these terms are defined in the Federal Alcohol Administration Act (27 U.S.C. 201 et seq.) and regulations issued under that act, when subject to the labeling requirements of that act and labeling regulations issued under that act by the United States Bureau of Alcohol, Tobacco, and Firearms; and

(4) Any consumer product or hazardous substance, as those terms are defined in the Consumer Product Safety Act (15 U.S.C. 2051 et seq.) and Federal Hazardous Substances Act (15 U.S.C. 1261 et seq.), respectively, when subject to a consumer product safety standard or labeling requirement of those acts, or regulations issued under those acts by the Consumer Product Safety Commission.

(5) Any consumer product or foodstuff that is:

(i) Packaged for distribution to and intended for use by the general public; and

(ii) Handled or stored unopened in a retail establishment, including its storeroom or warehouse.]

[32H.] 32E.

(a) An employer shall submit a copy of the chemical information list to the Maryland Department of the Environment, within 15 days of its [obtention] PREPARATION or revision.