

A PERSON MAY NOT USE FOR HIS OWN ADVANTAGE OR REVEAL ANY INFORMATION CONCERNING FORMULAS OR PRODUCTS ACQUIRED BY AUTHORITY OF §5-105 OR §5-106, OTHER THAN TO THE SECRETARY, ANY PROPER OFFICIAL OR EMPLOYEE OF THE STATE, TO A COURT OF THE STATE IN RESPONSE TO A SUBPOENA, TO A PHYSICIAN, OR, IN AN EMERGENCY, TO A PHARMACIST, OR ANY OTHER QUALIFIED PERSON, FOR USE IN THE PREPARATION OF ANTIDOTES.

REVISOR'S NOTE: Subsection (a) presently appears as Art. 48, §131(a) (1) and (5) of the Code. Art. 48, §131(a) (2), (3), and (4) is omitted because the substance of this section is set forth in §5-106.

Subsection (b) presently appears as the first sentence of Art. 48, §131(b) (1) of the Code. Subsection (c) presently appears as the second sentence of Art. 48, §131(b) (1) of the Code.

Subsection (d) presently appears as Art. 48, §131(b) (2) of the Code.

The only other changes made are in style.

SEC. 5-110. EXEMPTIONS.

(A) PERSONS EXEMPTED FROM §§ 5-106 AND 5-109.

THE FOLLOWING PERSONS ARE NOT SUBJECT TO ANY PENALTY FOR A VIOLATION OF §§ 5-106 OR 5-109:

(1) ANY CARRIER WHILE LAWFULLY ENGAGED IN TRANSPORTING A PESTICIDE WITHIN THE STATE, IF THE CARRIER, UPON REQUEST, PERMITS THE SECRETARY TO COPY ANY RECORD SHOWING THE TRANSACTIONS IN AND MOVEMENT OF ANY PESTICIDE;

(2) ANY PUBLIC OFFICIAL OF THE STATE OR THE FEDERAL GOVERNMENT ENGAGED IN THE PERFORMANCE OF HIS OFFICIAL DUTY; OR

(3) A MANUFACTURER OR SHIPPER OF A PESTICIDE FOR EXPERIMENTAL USE ONLY (I) BY OR UNDER THE SUPERVISION OF AN AGENCY OF THE STATE OR OF THE FEDERAL GOVERNMENT AUTHORIZED BY LAW TO CONDUCT PESTICIDE RESEARCH, OR (II) BY ANY OTHER PERSON IF THE PESTICIDE IS NOT SOLD AND IF ITS CONTAINER SHOWS THE MANUFACTURER'S NAME AND ADDRESS AND IT IS PLAINLY AND CONSPICUOUSLY MARKED "FOR EXPERIMENTAL USE ONLY - NOT