

phrase "or mixture of substances" is deleted as unnecessary.

In subsection (a)(1) of this section, "from" is substituted for "during or as a proximate result of any".

In subsection (b)(2) of this section, the reference to a "fuel that is a household substance under § 5-301 of this article" is substituted for "fuels when stored in containers and used in the heating, cooking, or refrigeration system of a house", for clarity.

In subsection (b)(3) of this section, "pesticide" is substituted for "economic poison", for clarity. See the parallel federal provision, 15 U.S.C. § 1261 (f)(2), in which the term "pesticide" also has been substituted for "economic poison".

7-102. RULES AND REGULATIONS.

(A) IN GENERAL.

IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURE ACT, FOR THE PROTECTION OF THE PUBLIC HEALTH AND SAFETY, THE SECRETARY MAY ADOPT RULES AND REGULATIONS THAT:

(1) DECLARE TO BE A HAZARDOUS MATERIAL ANY SUBSTANCE THAT THE SECRETARY FINDS:

(I) MEETS THE STANDARDS FOR BEING A HAZARDOUS MATERIAL;

(II) IS A TOY OR OTHER SUBSTANCE INTENDED FOR USE BY CHILDREN THAT PRESENTS AN ELECTRICAL, MECHANICAL, OR THERMAL HAZARD; OR

(III) NEEDS TO BE DECLARED A HAZARDOUS MATERIAL TO REMOVE ANY UNCERTAINTY AS TO WHETHER IT IS HAZARDOUS MATERIAL;

(2) SET REQUIREMENTS FOR LABELING HAZARDOUS MATERIAL;

(3) DECLARE ANY HAZARDOUS MATERIAL TO BE A BANNED HAZARDOUS MATERIAL AND REQUIRE ITS REMOVAL FROM COMMERCE IF THE SECRETARY FINDS THAT:

(I) THE HAZARDOUS MATERIAL IS A DANGER TO THE PUBLIC HEALTH AND SAFETY; AND

(II) PROPER LABELING CANNOT PROTECT THE PUBLIC HEALTH AND SAFETY ADEQUATELY.