

(D) -- "EMPLOYEE" MEANS:

(1) -- A PERSON WHO IS:

(i) -- A CURRENT EMPLOYEE;

(ii) -- A FORMER EMPLOYEE;

(iii) -- AN EMPLOYEE ASSIGNED -- OR -- TRANSFERRED -- TO WORK -- WHERE -- THERE -- WILL -- BE -- EXPOSURE -- TO -- HAZARDOUS -- OR -- TOXIC SUBSTANCES; -- OR

(iv) -- ANY WORKER WHO MAY BE EXPOSED UNDER NORMAL CONDITIONS OF USE OR FORESEEABLE EMERGENCY TO HAZARDOUS OR TOXIC SUBSTANCE;

(2) -- "EMPLOYEE" -- INCLUDES -- EMPLOYEES -- OF -- THE -- STATE, COUNTY, CITY, MUNICIPAL GOVERNMENT, -- OR -- GOVERNMENT AGENCY.

(E) -- "EMPLOYEE REPRESENTATIVE" -- MEANS -- ANY -- INDIVIDUAL -- OR ORGANIZATION -- THAT -- AN -- EMPLOYEE -- HAS -- AUTHORIZED -- TO -- EXERCISE -- THE EMPLOYEE'S RIGHTS UNDER -- THIS -- SUBTITLE -- OR -- RIGHTS -- RELATING -- TO CONDITIONS OF EMPLOYMENT.

(F) -- (1) -- "EMPLOYER" -- MEANS -- ANY -- PERSON -- ENGAGED -- IN -- ANY BUSINESS, TRADE, COMMERCE, -- OR -- INDUSTRIAL ACTIVITY -- IN -- THIS -- STATE WHO EMPLOYS ONE OR MORE EMPLOYEES TO WORK FOR WAGES, SALARIES, -- OR -- ON COMMISSION.

(2) -- "EMPLOYER" -- INCLUDES -- THE -- STATE -- AND -- ALL -- COUNTY, CITY, MUNICIPAL GOVERNMENT, -- OR -- GOVERNMENT AGENCIES.

(G) -- (1) -- "HAZARDOUS SUBSTANCE" -- IS -- ANY -- SUBSTANCE -- ESTABLISHED BY -- THE -- LATEST EDITION OF THE FIRE PROTECTION GUIDE ON HAZARDOUS MATERIALS PREPARED BY THE NATIONAL FIRE PROTECTION ASSOCIATION TO BE -- COMBUSTIBLE, -- EXPLOSIVE, -- FLAMMABLE, -- PYROPHORIC, -- UNSTABLE (REACTIVE), -- OR -- WATER REACTIVE.

(2) -- "HAZARDOUS -- SUBSTANCE" -- INCLUDES -- ANY -- SUBSTANCE ESTABLISHED BY THE LATEST EDITION OF THE FIRE PROTECTION GUIDE ON HAZARDOUS MATERIALS PREPARED BY THE NATIONAL FIRE PROTECTION ASSOCIATION TO BE A COMPRESSED GAS, -- OR -- A HEALTH HAZARD.

(3) -- "HAZARDOUS -- SUBSTANCE" -- ALSO -- INCLUDES -- ANY OTHER SUBSTANCE OR A MIXTURE OF -- SUBSTANCES -- WHICH -- UPON -- EXPOSURE -- CAN RESULT IN THE OCCURRENCE OF ACUTE OR CHRONIC HEALTH EFFECTS.

(H) -- "MANUFACTURER" -- MEANS -- A -- PERSON OR ESTABLISHMENT WHERE HAZARDOUS -- OR -- TOXIC -- SUBSTANCES -- ARE -- PRODUCED, -- SYNTHESIZED, EXTRACTED, -- IMPORTED, -- OR -- OTHERWISE MADE FOR USE OR DISTRIBUTION.

(I) -- "TOXIC SUBSTANCE" -- MEANS -- ANY -- CHEMICAL, -- PHYSICAL, -- OR BIOLOGICAL SUBSTANCE OR AGENT THAT --

(1) -- IS -- REGULATED BY ANY FEDERAL OR STATE LAW OR RULE DUE AS A HAZARD TO HEALTH;