

32B.

(A) SECTIONS 32A THROUGH 32N OF THIS SUBTITLE APPLY TO:

(1) ANY EMPLOYER WHO USES OR STORES ANY HAZARDOUS CHEMICAL IN THIS STATE;

(2) ANY PERSON WHO IMPORTS OR SELLS ANY HAZARDOUS CHEMICAL TO ANY EMPLOYER IN THIS STATE; AND

(3) ANY MANUFACTURER WHO PRODUCES, REPACKAGES, DISTRIBUTES, OR SELLS ANY HAZARDOUS CHEMICAL IN THIS STATE.

(B) SECTIONS 32A THROUGH 32N OF THIS SUBTITLE DO NOT APPLY TO ANY HAZARDOUS CHEMICAL THAT IS:

(1) A CONSUMER PRODUCT OR FOOD STUFF PACKAGED FOR DISTRIBUTION TO, AND INTENDED FOR USE BY, THE GENERAL PUBLIC. THIS INCLUDES ANY PRODUCT USED BY AN EMPLOYER IN THE SAME PHYSICAL FORM, APPROXIMATE--AMOUNT, CONCENTRATION AND MANNER AS USED BY CONSUMERS, AND TO WHICH, IN THE EMPLOYER'S KNOWLEDGE, EMPLOYEE EXPOSURE IS NOT SIGNIFICANTLY GREATER THAN THAT OF THE CONSUMER IN FORESEEABLE CONSUMER USES OF THE PRODUCT;

(2) AN ARTICLE WHICH IS FORMED TO A SPECIFIC SHAPE OR DESIGN DURING MANUFACTURE AND HAS END USE FUNCTION DEPENDENT IN WHOLE OR IN PART UPON ITS SHAPE OR DESIGN DURING END USE AND DOES NOT RELEASE OR OTHERWISE RESULT IN EXPOSURE TO A HAZARDOUS CHEMICAL UNDER NORMAL CONDITIONS OF USE.

(3) AN INGREDIENT USED IN THE PRODUCTION OF FOOD STUFFS WHICH ARE REGULATED UNDER THE FEDERAL FOOD, DRUG, AND COSMETIC ACT; AND

(4) A HAZARDOUS CHEMICAL BEING TRANSPORTED OR TEMPORARILY STORED IN A SEALED OR TOTALLY ENCLOSED CONTAINER AND WHICH IS TRANSPORTED IN ACCORDANCE WITH REQUIREMENTS OF THE UNITED STATES DEPARTMENT OF TRANSPORTATION.

(C) EXCEPT AS PROVIDED IN THIS SUBSECTION SUBSECTIONS (D) THROUGH (G) OF THIS SECTION AND § 32M OF THIS SUBTITLE, §§ 32A THROUGH 32N OF THIS SUBTITLE DO NOT APPLY TO ANALYTICAL, EDUCATIONAL, OR RESEARCH AND DEVELOPMENT LABORATORIES.

{+} (D) FOR ANALYTICAL, EDUCATIONAL, OR RESEARCH AND DEVELOPMENT LABORATORIES, AN EMPLOYER SHALL PROVIDE AN EDUCATION AND TRAINING PROGRAM WHICH SHALL BE DESIGNED TO INFORM AN EMPLOYEE OF:

{+} (1) THE NATURE AND IDENTITY OF HAZARDOUS CHEMICALS IN THE PLACE-OF-EMPLOYMENT WORKPLACE;

{++} (2) THE APPROPRIATE WORK PRACTICES REGARDING HAZARDOUS CHEMICALS IN THE PLACE--OF--EMPLOYMENT WORKPLACE;