

(C) IF THE HAZARDOUS CHEMICAL IS REGULATED BY THE UNITED STATES OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION IN A SUBSTANCE-SPECIFIC HEALTH STANDARD, THE CHEMICAL MANUFACTURER, IMPORTER, DISTRIBUTOR, OR EMPLOYER SHALL ENSURE THAT THE LABELS OR OTHER FORMS OF WARNING USED ARE IN ACCORDANCE WITH THE REQUIREMENTS OF THAT STANDARD.

(D) EXCEPT AS PROVIDED IN SUBSECTIONS (E) AND (F) OF THIS SECTION, THE EMPLOYER SHALL ENSURE THAT EACH CONTAINER OF HAZARDOUS CHEMICALS IN THE WORK PLACE IS LABELED, TAGGED, OR MARKED WITH THE FOLLOWING INFORMATION:

(1) IDENTITY OF THE HAZARDOUS CHEMICAL CONTAINED THEREIN; AND

(2) APPROPRIATE HAZARD WARNINGS.

(E) AN EMPLOYER MAY USE A SIGN, PLACARD, PROCESS SHEET, BATCH TICKET, OPERATING PROCEDURE, OR OTHER SUCH WRITTEN MATERIAL IN LIEU OF AFFIXING A LABEL TO AN INDIVIDUAL STATIONARY PROCESS CONTAINER, AS LONG AS THE ALTERNATIVE METHOD IDENTIFIES THE CONTAINER TO WHICH IT IS APPLICABLE AND CONVEYS THE INFORMATION REQUIRED BY SUBSECTION (D) OF THIS SECTION TO BE ON A LABEL. THE WRITTEN MATERIAL SHALL BE READILY ACCESSIBLE TO AN EMPLOYEE IN THE WORK AREA THROUGHOUT EACH WORK SHIFT.

(F) AN EMPLOYER IS NOT REQUIRED TO LABEL A PORTABLE CONTAINER INTO WHICH A 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.

32H.

(A) AN EMPLOYER SHALL SUBMIT A COPY OF THE CHEMICAL INFORMATION LIST AND A COPY OF EACH MATERIAL SAFETY DATA SHEET TO THE MARYLAND DEPARTMENT OF HEALTH AND MENTAL HYGIENE, WITHIN 15 DAYS OF ITS OBTENTION OR REVISION.

(B) THE MARYLAND DEPARTMENT OF HEALTH AND MENTAL HYGIENE SHALL:

(1) REVIEW THE MATERIAL SAFETY DATA SHEET SUBMITTED TO DETERMINE COMPLETENESS AND SUFFICIENCY, NOTIFYING THE COMMISSIONER OF ANY NONCOMPLIANCE;