

(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, AFTER DECEMBER 1, 1985, A PERSON MAY NOT USE, SELL, MANUFACTURE, OR DISTRIBUTE FOR USE OR SALE ~~IN~~ WITHIN THE STATE ANY CLEANING AGENT THAT CONTAINS MORE THAN 0.0 PERCENT ~~PHOSPHOROUS~~ PHOSPHORUS BY WEIGHT EXPRESSED AS ELEMENTAL ~~PHOSPHOROUS~~ PHOSPHORUS EXCEPT FOR AN AMOUNT NOT EXCEEDING 0.5 PERCENT ~~PHOSPHOROUS~~ PHOSPHORUS THAT IS INCIDENTAL TO MANUFACTURING.

(B) AFTER DECEMBER 1, 1985, A PERSON MAY USE, SELL, MANUFACTURE, OR DISTRIBUTE FOR USE OR SALE A CLEANING AGENT THAT CONTAINS GREATER THAN 0.0 PERCENT ~~PHOSPHOROUS~~ PHOSPHORUS BY WEIGHT, BUT DOES NOT EXCEED 8.7 PERCENT ~~PHOSPHOROUS~~ PHOSPHORUS BY WEIGHT THAT IS:

(1) A DETERGENT USED IN A DISHWASHING MACHINE, WHETHER COMMERCIAL OR HOUSEHOLD; OR

~~{2}--A-DETERGENT-USED--IN--DAIRY,--BEVERAGE,--OR--FOOD PROCESSING-CLEANING-EQUIPMENT;~~

~~{3}--A-PHOSPHORIC-ACID-PRODUCT,--INCLUDING-A-SANITIZER, BRIGHTENER,--ACID-CLEANER,--OR-METAL-CONDITIONER,--OR~~

~~{4}~~ (2) A SUBSTANCE THE SECRETARY, BY RULE AND REGULATION, EXCLUDES FROM THE 0.0 PERCENT ~~PHOSPHOROUS~~ PHOSPHORUS LIMITATION OF SUBSECTION (A) OF THIS SECTION BASED ON A FINDING THAT COMPLIANCE WITH THIS SECTION WOULD:

(I) CREATE A SIGNIFICANT HARDSHIP ON THE USER; OR

(II) BE UNREASONABLE BECAUSE OF THE LACK OF AN ADEQUATE SUBSTITUTE CLEANING AGENT.

9-1503 9-1504.

(A) THE DEPARTMENT SHALL ADOPT RULES AND REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS SUBTITLE.

(B) THE DEPARTMENT SHALL ENFORCE THIS SUBTITLE.

(C) ON OR BEFORE JANUARY--17--1988 DECEMBER 1, 1988, THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE IN CONSULTATION WITH THE DEPARTMENT OF NATURAL RESOURCES SHALL REPORT TO THE GOVERNOR AND, SUBJECT TO § 2-1312 OF THE STATE GOVERNMENT ARTICLE, TO THE GENERAL ASSEMBLY ON THE EFFECTIVENESS OF THIS SUBTITLE IN REDUCING THE LEVEL OF ~~PHOSPHOROUS~~ PHOSPHORUS IN THE WATERS OF THE STATE.

9-1504 9-1505.

~~{A}--ANY-PERSON-WHO-VIOLATES-THE-PROVISIONS-OF-THIS-SUBTITLE IS-GUILTY-OF-A-MISDEMEANOR-AND-ON-CONVICTION-IS-SUBJECT-TO-A-FINE OF-NOT-TO-EXCEED-\$1,000.~~