

BY adding to

Article 89 - Division of Labor and Industry
Section 32G(i)
Annotated Code of Maryland
(1979 Replacement Volume and 1984 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 89 - Division of Labor and Industry

32B.

(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, 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[.]; OR

(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.

32G.

(I) THIS SECTION DOES NOT REQUIRE LABELING OF THE FOLLOWING CHEMICALS:

(1) ANY PESTICIDE, AS THIS TERM IS DEFINED IN THE FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT (7 U.S.C. 136 ET SEQ.), WHEN SUBJECT TO THE LABELING REQUIREMENTS OF THAT ACT AND LABELING REGULATIONS ISSUED UNDER THAT ACT BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY;

(2) ANY FOOD, FOOD ADDITIVE, COLOR ADDITIVE, DRUG, OR COSMETIC, INCLUDING MATERIALS INTENDED FOR USE AS INGREDIENTS IN