

requesting information or access to information about a hazardous chemical may refuse to work with that hazardous chemical.

32N.

(d) In nonemergency situations, a manufacturer or employer shall, upon request, disclose a specific chemical identity, otherwise permitted to be withheld under this section, to a physician, registered nurse, physician's assistant, industrial hygienist, toxicologist, or epidemiologist providing medical or other occupational health services to an exposed employee if:

(5) The health professional, and the employer or contractor of the health professional's services such as downstream employer, labor organization, or individual employer, agree in a written confidentiality agreement that the health professional will not use the trade secret information for any purpose other than the health need asserted and [agreed] AGREE not to release the information under any circumstances other than to the United States Occupational Safety and Health Administration, as provided in subsection (g) of this section, except as authorized by the terms of the agreement or by the chemical manufacturer or employer.

85.

(d) Rules, regulations, standards, modifications, amendments, or revocations thereof issued by the Commissioner under this subtitle shall be effective as provided in [Article 41, § 256-0] § 10-117 OF THE STATE GOVERNMENT ARTICLE and shall have the force and effect of law. The Commissioner may delay their effective date for not more than 90 days to insure that affected railroad companies are given the opportunity to familiarize themselves, their agents, and employees with the existence of the requirements of these rules, regulations, and standards.

95.

(g) The fines shall be payable into the State Treasury 90 days after the violation becomes final and nonreviewable. The Commissioner shall reduce the sum due by 50 percent if during the 90-day period: (1) the railroad had no reportable accidents attributable to a Maryland or federal regulation or (2) the railroad has not committed a violation of any willful or serious violation as described in [§ 95 of this subtitle] THIS SECTION.

99.

(b) At the option of the Board of Public Works, the provisions of [§ 99] THIS SECTION can be altered by adoption of a rule which, as equally as possible, fairly assesses each railroad company operating in Maryland the State share cost of all activities pursuant to this subtitle. The reimbursable cost may not exceed \$1,000,000 in any fiscal year.