

WILLIAM DONALD SCHAEFER, Governor

(e) Past Exposure to Asbestos. If an employee can document in writing previous Level II exposure as a State employee but no longer works with asbestos, he or she may volunteer for medical monitoring from the State.

(f) Confidentiality of Medical Data.

(i) The confidentiality of all medical records will be assured by maintaining medical records separate from personnel records and limiting access to those records only to medical personnel, the employee and the employee's designated representative.

(ii) Any reports to management concerning medical examinations for the purpose of carrying out the Asbestos Safety and Health Program will contain only aggregate data with all personal identifiers removed. Each individual report of duty status shall state whether the worker is able to wear a respirator. No other medical findings or information will be included in these reports.

(2) Training Requirements.

(a) Level I and Level II employees shall attend asbestos training from, or approved by, the Department of the Environment.

(b) Level I employees are those workers employed in positions with the potential for asbestos exposure because of work-related activities or location, but who are not required to break, cut into, tear out or otherwise disturb asbestos or asbestos-containing materials.

(c) Level II employees are those workers employed in positions whose job activity may cause them to break, cut into, tear out or otherwise disturb asbestos-containing materials, or who must work in areas where this activity takes place.

(d) A Level II employee may not work with asbestos until he or she has attended the appropriate asbestos safety and health training and successfully completed training requirements.

(e) The asbestos safety and health training standards shall be developed by the Secretary of the Department of the Environment in consultation with both the Maryland Occupational Safety and Health Administration and representatives of these State employees who are or may be exposed to asbestos.

(3) The Secretary of the Department of the Environment is responsible for implementation and coordination of the medical monitoring and training provisions of the Asbestos