

CHAPTER 696

(House Bill 1629)

AN ACT concerning

**Occupational Safety and Health – ~~Employer Compliance Plans~~
Consultation Program**

FOR the purpose of requiring ~~a representative of the Commissioner of Labor and Industry, under certain circumstances, to develop with an employer a plan for achieving compliance with certain occupational safety and health standards; requiring in a plan for achieving compliance certain time requirements for compliance with certain standards; establishing certain time limitations for a plan for achieving compliance and its extension; exempting employers, under certain circumstances, from certain citations and penalties; and generally relating to plans for complying with occupational safety and health standards~~ the Commissioner of Labor and Industry to adopt by a certain date certain regulations that provide for a consultation program that conforms to federal law and regulations, specify the conditions under which an employer may be cited and penalized for a hazard identified during a consultation inspection, and provide for certain exemptions from general schedule inspections; and generally relating to the Occupational Safety and Health Program in the Division of Labor and Industry.

BY adding to

Article – Labor and Employment

Section 5-328

Annotated Code of Maryland

(1991 Volume and 1993 Supplement)

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

Article – Labor and Employment

5-328.

~~(A) IN THIS SECTION THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.~~

~~(1) "CONSULTANT" MEANS AN OCCUPATIONAL SAFETY AND HEALTH EMPLOYEE WHO PROVIDES CONSULTATION OR TECHNICAL ASSISTANCE TO EMPLOYERS IN ACHIEVING COMPLIANCE WITH THE PROVISIONS OF THIS TITLE.~~

~~(2) "PLAN" MEANS A PLAN DEVELOPED BY A CONSULTANT AND AN EMPLOYER FOR ACHIEVING COMPLIANCE WITH THE PROVISIONS OF THIS TITLE. THE PLAN MAY REQUIRE IMMEDIATE CORRECTIVE ACTION FOR SERIOUS SAFETY OR HEALTH HAZARDS.~~