

~~(H) THE TECHNOLOGY COMPROMISES THE PATIENT'S CARE OR SAFETY;~~

~~(II) THE TECHNOLOGY IS NOT MORE EFFECTIVE IN PREVENTING EXPOSURE INCIDENTS THAN THE ALTERNATIVE USED BY THE EMPLOYER, OR~~

~~(IV) SUFFICIENT INFORMATION IS NOT YET AVAILABLE ON THE SAFETY PERFORMANCE OF THE DEVICE, AND THE EMPLOYER IS ACTIVELY EVALUATING THE DEVICE;~~

~~(5) A REQUIREMENT THAT WRITTEN EXPOSURE CONTROL PLANS:~~

~~(I) ARE DEVELOPED WITH THE INVOLVEMENT OF HEALTH CARE WORKERS; AND~~

~~(II) INCLUDE A PROCEDURE FOR IDENTIFYING AND SELECTING EXISTING ENGINEERED SHARPS INJURY PROTECTION TECHNOLOGY;~~

~~(6) A REQUIREMENT THAT WRITTEN EXPOSURE CONTROL PLANS BE UPDATED ANNUALLY OR AS NECESSARY TO REFLECT PROGRESS IN IMPLEMENTING ENGINEERED SHARPS INJURY PROTECTION REQUIREMENTS;~~

~~(7) A REQUIREMENT THAT INFORMATION CONCERNING ALL EXPOSURE INCIDENTS BE RECORDED IN A SHARPS INJURY LOG, INCLUDING INFORMATION ON THE TYPE AND BRAND OF DEVICE INVOLVED IN THE INCIDENT; AND~~

~~(8) ADDITIONAL REQUIREMENTS TO PREVENT SHARPS INJURY OR EXPOSURE INCIDENTS INCLUDING:~~

~~(I) TRAINING; AND~~

~~(II) MEASURES TO INCREASE VACCINATIONS.~~

5-1004.

~~THIS SECTION MAY BE CITED AS THE "HEALTH CARE WORKERS' SAFETY ACT".~~

~~SECTION 2. AND BE IT FURTHER ENACTED, That compliance with the regulations adopted under Title 5, Subtitle 10 of the Labor and Employment Article shall be required within 12 months following final adoption of the regulations.~~

(A) THE COMMISSIONER, IN CONSULTATION WITH THE SECRETARY OF THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, SHALL ADOPT REGULATIONS TO IMPLEMENT THE BLOODBORNE PATHOGEN STANDARD AS ESTABLISHED BY THE FEDERAL OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION IN 29 C.F.R. 1910.1030, EFFECTIVE NOVEMBER 5, 1999.

(B) THE COMMISSIONER SHALL SUBMIT NOTICE REGARDING ANY MODIFICATIONS MADE TO THE FEDERAL BLOODBORNE PATHOGEN STANDARD AFTER NOVEMBER 5, 1999 AND, SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, MAKE RECOMMENDATIONS FOR ANY LEGISLATIVE CHANGES TO THE HOUSE ENVIRONMENTAL MATTERS COMMITTEE, THE SENATE ECONOMIC AND