

Art. 89, § 33A(b)(1), as enacted by Ch. 481, Acts of 1990 and to take effect April 1, 1992, which states that § 33A applies "to an employer as defined in § 29(b) of this article", is deleted as unnecessary. Former § 29(b) is revised as § 5-101(d) of this title and defines the term "employer" for this title.

Defined terms: "Employee" § 5-101
"Employer" § 5-101

5-505. RESPONSIBILITIES OF EMPLOYER.

(A) TRAINING PROGRAM.

EACH EMPLOYER THAT HIRES EMPLOYEES TO OPERATE POWER EQUIPMENT SHALL:

(1) DEVELOP AND CARRY OUT AN EMPLOYEE SAFETY TRAINING PROGRAM DESIGNED TO INFORM EMPLOYEES OF AND TRAIN EMPLOYEES IN APPLICABLE STANDARDS FOR SAFE OPERATION OF POWER EQUIPMENT INCLUDING:

- (I) LIMITATIONS AND USE;
- (II) RATED LOAD CAPACITIES; AND
- (III) SPECIAL HAZARDS; OR

(2) ADOPT AND CARRY OUT THE RECOMMENDED MODEL TRAINING PROGRAM DEVELOPED BY THE COMMISSIONER UNDER § 5-502 OF THIS SUBTITLE.

(B) COPY OF TRAINING PROGRAM FOR COMMISSIONER.

ON REQUEST BY THE COMMISSIONER, AN EMPLOYER SHALL GIVE THE COMMISSIONER A COPY OF ITS SAFETY TRAINING PROGRAM.

(C) INFORMATION FOR FILES; INFORMATION ON OPERATION OF POWER EQUIPMENT.

EACH EMPLOYER THAT HIRES EMPLOYEES TO OPERATE POWER EQUIPMENT SHALL:

(1) KEEP ON FILE FOR INSPECTION:

(I) A WRITTEN DESCRIPTION OF ITS EMPLOYEE TRAINING PROGRAM; AND

(II) A NOTATION OF WHERE AN EMPLOYEE RECEIVED SAFETY TRAINING, IF THE EMPLOYER DID NOT PROVIDE THE EMPLOYEE WITH SAFETY TRAINING;

(2) ASSURE THAT SPECIFICATIONS OF A MANUFACTURER APPLICABLE TO OPERATION OF A PIECE OF POWER EQUIPMENT ARE AVAILABLE TO EACH OPERATOR; AND