

1. THE ACCUMULATION OF A COMBUSTIBLE AGENT;
2. AN ACCUMULATION OF A TOXIC AGENT; OR
3. A DEFICIENCY OF OXYGEN.

(3) "CONFINED SPACE" INCLUDES:

- (I) A BASIN;
- (II) A BIN;
- (III) A DEGREASER;
- (IV) A DUCT;
- (V) A PIPELINE;
- (VI) A PIT;
- (VII) A SEWER;
- (VIII) A SILO;
- (IX) A TANK THAT IS ENCLOSED OR HAS AN OPEN TOP;
- (X) A TUB;
- (XI) A TUNNEL;
- (XII) A VAT;
- (XIII) A PROCESS VESSEL; OR
- (XIV) A REACTION VESSEL.

(4) "MAINTENANCE WORK" MEANS CLEANING, INSPECTION, MAINTENANCE, PAINTING, REPAIR, SERVICING, OR OTHER SIMILAR WORK.

(B) RESTRICTIONS FOR PART-TIME OR TEMPORARY HELP.

A PERSON DESCRIBED IN § 5-101(D)(2)(II) OR(III) MAY NOT ALLOW OR CAUSE AN INDIVIDUAL DESCRIBED IN § 5-101(C)(2)(III) OR(IV) TO DO MAINTENANCE WORK IN A CONFINED SPACE, UNLESS THE COMMISSIONER:

(1) GRANTS WRITTEN AUTHORIZATION BASED ON A SATISFACTORY SHOWING THAT WORK PRACTICES IN EFFECT WILL PROTECT THE HEALTH AND SAFETY OF THE INDIVIDUAL; OR

(2) IN ACCORDANCE WITH SUBTITLE 3 OF THIS TITLE, PASSES AN ORDER FOR A VARIANCE.

(C) NOTICE TO COMMISSIONER BY SUBCONTRACTORS.