

DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

BUREAU OF SAFETY AND REGULATION

OCCUPATIONAL HEALTH STANDARDS COMMISSION

HAZARD COMMUNICATION

(By authority conferred on the occupational health standards commission by sections 14 and 24 of Act No. 154 of the Public Acts of 1974, as amended, being SS408.1014 and 408.1024 of the Michigan Compiled Laws)

R 325.77001 Scope and application.

Rule 1. (1) These rules establish requirements to ensure that the hazards of all chemicals produced or imported by chemical manufacturers or importers are evaluated and that information concerning the hazards is transmitted to affected employers and communicated to employees. These rules establish requirements to ensure that markings, placards, and labels required on hazardous materials and explosives, both in transportation and at stationary facilities, are retained until the materials have been removed to the extent that the materials do not pose a hazard.

(2) The regulations adopted by R 325.77002 shall apply to all chemical manufacturers, chemical importers, and employers pursuant to the provisions of 29 C.F.R. S1910.1200 and 29 C.F.R. S1926.59.

(3) The regulations adopted by R 325.77003 shall apply to workplaces pursuant to the provisions of 29 C.F.R. S1910.1201, 29 C.F.R. S1926.61, and 29 C.F.R. S1928.21.

(4) Section 14a(1) of Act No. 154 of the Public Acts of 1974, as amended, being S408.1014a(1) of the Michigan Compiled Laws, adopted the original federal standard by reference. In addition, sections 14b to 14l of Act No. 154 of the Public Acts of 1974, as amended, being SS408.1014b to 408.1014l of the Michigan Compiled Laws, set forth additional requirements for Michigan employers. The regulations adopted by R 325.77002 will have the force and effect of law, but only to the extent they do not conflict with section 14a(1) of Act No. 154 of the Public Acts of 1974, as amended, being S408.1014a(1) of the Michigan Compiled Laws. If there is any conflict, the provisions of Act No. 154 of the Public Acts of 1974, as amended, will control.

History: 1995 AACs.

R 325.77002 Hazard communication; adoption by reference; availability.

Rule 2. (1) The federal occupational safety and health administration's regulations on hazard communication that have been promulgated by the United States department of labor and codified at 29 C.F.R. S1910.1200 and 29 C.F.R. S1926.59, February 9, 1994, and amendments appearing in the Federal Register, pp. 65947 to 65948, December 22, 1994, are adopted by reference in these rules as of the effective date of these rules.

(2) The adopted federal regulations shall have the same force and effect as a rule promulgated under Act No. 154 of the Public Acts of 1974, as amended, being S408.1001 et seq. of the Michigan Compiled Laws.

(3) The adopted federal regulations are available without cost as of the time of adoption of these rules from the United States Department of Labor, OSHA, 801 South Waverly, Room 306, Lansing, Michigan 48917, or from the Michigan Department of Public Health, Division of Occupational Health, Post Office Box 30195, Lansing, Michigan 48909.

History: 1995 AACs

R 325.77003 Retention of department of transportation markings, placards, and labels; adoption by reference; availability.

Rule 3. (1) The federal occupational safety and health administration's regulations on retention of United States department of transportation markings, placards, and labels which have been promulgated by the United States department of labor and codified 29 C.F.R. S1910.1201, 29 C.F.R. S1926.61, and 29 C.F.R. S1928.21 and which were published in the Federal Register on July 19, 1994, are adopted by reference in these rules as of the effective date of these rules.

(2) The adopted federal regulations shall have the same force and effect as a rule promulgated under Act No. 154 of the Public Acts of 1974, as amended, being S408.1001 et seq. of the Michigan Compiled Laws.

(3) The adopted federal regulations are available without cost as of the time of adoption of these rules from the United States Department of Labor, OSHA, 801 South Waverly, Room 306, Lansing, Michigan 48917, or from the Michigan Department of Public Health, Division of Occupational Health, Post Office Box 30195, Lansing, Michigan 48909.

History: 1995 AACs