

DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

BUREAU OF SAFETY AND REGULATION

CONSTRUCTION SAFETY STANDARDS COMMISSION

(By authority conferred on the construction safety standards commission by sections 19 and 21 of Act No. 154 of the Public Acts of 1974, as amended, being SS408.1019 and 408.1021 of the Michigan Compiled Laws)

PART 42. HAZARD COMMUNICATION

R 408.44201 Scope and application.

Rule 4201. (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 they no longer pose a hazard.

(2) The regulations adopted by R 408.44202 shall apply to all chemical manufacturers, chemical importers, and employers pursuant to the provisions of 29 C.F.R. S1926.59.

(3) The regulations adopted by R 408.44202 shall apply to workplaces pursuant to the provisions of 29 C.F.R. SS1926.60 and 1926.61.

(4) Section 14a(1) of Act No. 154 of the Public Acts of 1974, as amended, being S408.1014(a)(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 408.44202 will have the force and effect of law, but only to the extent they are consistent with section 14a(1) of Act No. 154 of the Public Acts of 1974, as amended. If there is any inconsistency, section 14a(1) of Act No. 154 of the Public Acts of 1974, as amended, will control.

History: 1995 AACCS.

R 408.44202 Hazard communication; adoption by reference; availability.

Rule 4202. (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, revised as of February 9, 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, Occupational Safety and Health Administration, 801 South Waverly Road, Room 306, Lansing, Michigan 48917, or from the Michigan Department of Labor, Safety Standards Division, 7150 Harris Drive, P.O. Box 30015, Lansing, Michigan 48909.

History: 1995 AACCS.

R 408.44203 Retention of department of transportation markings, placards, and labels; adoption by reference; availability.

Rule 4203. (1) The federal occupational safety and health administration's regulations on retention of department of transportation markings, placards, and labels which have been promulgated by the United States department of labor and codified at 29 C.F.R. SS1926.61 and 1928.21 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, Occupational Safety and Health Administration, 801 South Waverly Road, Room 306, Lansing, Michigan 48917, or from the Michigan Department of Labor, Safety Standards Division, 7150 Harris Drive, P.O. Box 30015, Lansing, Michigan 48909.

History: 1995 AACCS.