

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

DIRECTOR'S OFFICE

OCCUPATIONAL HEALTH STANDARDS

(By authority conferred on the director of the department of licensing and regulatory affairs by sections 14 and 24 of 1974 PA 154, MCL 408.1016 and 408.1021, and Executive Reorganization Order Nos. 1996-2, 2003-1, 2008-4, and 2011-4 , MCL 445.2001, 445.2011, 445.2025, and 445.2030)

PART 430. HAZARD COMMUNICATION

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 AACCS.

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. §1910.1200, revised as of May 25, 2012, and 29 C.F.R.

§1926.59, 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 1974 PA 154, MCL 408.1001 to 408.1094.

(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, 315 West Allegan, Room 315, Lansing, Michigan 48933, or from the Michigan Department of Licensing and Regulatory Affairs, MIOSHA Standards Section, 7150 Harris Drive, P.O. Box 30643, Lansing, Michigan 48909-8143, or via the internet at website [www.osha.gov](http://www.osha.gov).

History: 1995 AACS; 2012 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. §1910.1201 and 29 C.F.R. §1926.61, which were published in the Federal Register on June 20, 1996, and 29 C.F.R. §1928.21 and which was published in the Federal Register on March 7, 1996, 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 1974 PA 154, MCL 408.1001 to 408.1094.

(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, 315 West Allegan, Room 315, Lansing, Michigan 48933, or from the Michigan Department of Licensing and Regulatory Affairs, MIOSHA Standards Section, 7150 Harris Drive, P.O. Box 30643, Lansing, Michigan 48909-8143, or via the internet at website [www.osha.gov](http://www.osha.gov).

History: 1995 AACS; 2012 AACS.