

5206.1000 LABELING HAZARDOUS SUBSTANCES.

Subpart 1. **Original shipping containers.** Original shipping containers containing a hazardous substance shall be labeled. The label shall provide substantially the same precautionary information as required under the training and information requirements in parts 5206.0700 and 5206.0800. At a minimum, original shipping containers must be tagged or marked with the identity of the hazardous substance; the appropriate hazard warning; and the name and address of the chemical manufacturer, importer, or other responsible party. In addition, a label may be a coded reference to an appropriate and accessible data sheet containing information required under part 5206.0700, subpart 2.

Subp. 2. **Compliance; accepted labels.** Labeling in compliance with the following regulations meets the requirements of this chapter:

A. pesticides labeled in accordance with the Federal Insecticide, Fungicide and Rodenticide Act (United States Code, title 7, section 136 et seq.);

B. any food, food additive, color additive, drug, or cosmetic including materials intended for use as ingredients in products labeled in accordance with the requirements of the Federal Food, Drug, and Cosmetic Act (United States Code, title 21, section 301 et seq.);

C. distilled spirits (beverage alcohols), wine, or malt beverage labeled in accordance with the Federal Alcohol Administration Act (United States Code, title 27, section 201 et seq.);

D. any consumer products as defined in the Consumer Product Safety Act (United States Code, title 15, section 2051 et seq.) and labeled in accordance with the requirements of that act; or

E. any hazardous substance as defined in the Federal Hazardous Substances Act (United States Code, title 15, section 1261 et seq.) and labeled in accordance with the requirements of that act.

Subp. 3. [Repealed, 13 SR 2219]

Subp. 4. **Pipelines.** These container labeling requirements do not apply to pipes, piping systems, or pipelines in refineries or other workplaces nor to interstate or intrastate pipelines. Employees must be trained in the hazards associated with substances in the unlabeled pipes in their work areas in accordance with the requirements of this chapter.

Subp. 5. **Bulk transport.** Hazardous substances transported in bulk shall be labeled in accordance with applicable labeling requirements of the American National Standards Institute (ANSI) or the federal Department of Transportation Standard for Transportation of Hazardous Substances in Code of Federal Regulations, title 49, part 172, subparts D, E, and F.

Subp. 6. **Containers.** The employer may use signs, placards, process sheets, batch tickets, operating procedures, or other such written materials in lieu of affixing labels to individual stationary process containers, as long as the alternative method identifies the containers to which it is applicable and, at a minimum, includes the identity of the hazard and the appropriate hazard warning. The written materials shall be readily accessible to the employees in their work area throughout each work shift.

Subp. 7. **Other containers.** The employer shall ensure that each container of hazardous substances in the workplace that is not labeled in accordance with the requirements of this part, is labeled, tagged, or marked with at least the following information:

- A. identity of the hazardous substance; and
- B. appropriate hazard warning.

Subp. 8. **Immediate-use containers.** Immediate-use containers need not be labeled.

Statutory Authority: *MS s 182.655*

History: *8 SR 1949; 13 SR 2219*

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