

HAZARDOUS SUBSTANCES ACT (EXCERPT)
Act 188 of 1965

***** 286.459 THIS SECTION IS REPEALED BY ACT 210 OF 2015 EFFECTIVE MARCH 14, 2016 *****

286.459 Rules; adoption of federal regulations; additional rules or amendments; notice of imminent hazard.

Sec. 9. (1) The administrator shall promulgate rules necessary for the administration of this act pursuant to Act No. 306 of the Public Acts of 1969, as amended, being sections 24.201 to 24.315 of the Michigan Compiled Laws.

(2) Certain federal regulations adopted to date pursuant to section 2 of the child protection and toy safety act of 1969, 15 U.S.C. 1261(f)(1)(D) and 15 U.S.C. 1261(q)(1)(A), being 16 C.F.R. 1500.18, 16 C.F.R. 1500.86, 16 C.F.R. part 1505, and 16 C.F.R. part 1508 are adopted as rules under this act. The administrator shall cause any additional rules or amendments to rules promulgated to conform, insofar as practicable, with the regulations established pursuant to the federal hazardous substances act, 15 U.S.C. 1261 to 1275, and to the consumer product safety act, 15 U.S.C. 2051 to 2082.

(3) If the administrator finds that the distribution for household use of a hazardous substance or the distribution of a toy intended for use by children, which is a hazardous substance or which bears or contains a hazardous substance accessible to a child, presents imminent hazard to the public health, the administrator may give notice by order published in a newspaper circulated throughout the state of that finding, and upon publication of the order the substance, if intended or offered for household use, or if so packaged as to be suitable for household use, shall be considered to be a banned hazardous substance pending the completion of the proceedings relating to the issuance of an administrative rule concerning that substance.

History: 1965, Act 188, Eff. Mar. 31, 1966;—Am. 1967, Act 152, Eff. Nov. 2, 1967;—Am. 1974, Act 377, Eff. Apr. 1, 1975;—Am. 1978, Act 257, Eff. July 1, 1978;—Am. 1982, Act 54, Imd. Eff. Apr. 6, 1982.

Administrative rules: R 285.547.1 of the Michigan Administrative Code.