

CHAPTER NO. 613

HOUSE BILL NO. 2619

By Representative McDonald

Substituted for: Senate Bill No. 2767

By Senator Graves

AN ACT to amend Tennessee Code Annotated, Section 5-14-207; Section 6-56-307 and Section 12-3-217, relative to purchases of chemical products.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 5-14-207, is amended by deleting the current language in its entirety and by substituting instead the following language:

(a) Bid specifications for purchases of chemical products pursuant to this chapter shall require that the manufacturer of the chemical products create and maintain a material safety data sheet (MSDS) for such chemical products on the national MSDSSEARCH repository or the manufacturer's website so that the information can be accessed by means of the internet. A site operated by or on behalf of the manufacturer or a relevant trade association is acceptable so long as the information is freely accessible to the public.

(b) The URL for MSDSSEARCH shall be posted on the website of the department of general services as provided in section 12-3-217. In lieu of posting a MSDS on MSDSSEARCH, a bidder shall include the manufacturer's URL for their MSDS in the bid proposal or purchase order.

SECTION 2. Tennessee Code Annotated, Section 6-56-307, is amended by deleting the current language in its entirety and by substituting instead the following language:

(a) Bid specifications for purchases of chemical products pursuant to this chapter shall require that the manufacturer of the chemical products create and maintain a material safety data sheet (MSDS) for such chemical products on the national MSDSSEARCH repository or the manufacturer's website so that the information can be accessed by means of the internet. A site operated by or on behalf of the manufacturer or a relevant trade association is acceptable so long as the information is freely accessible to the public.

(b) The URL for MSDSSEARCH shall be posted on the website of the department of general services as provided in section 12-3-217. In lieu of posting a MSDS on MSDSSEARCH, a bidder shall include the manufacturer's URL for their MSDS in the bid proposal or purchase order.

SECTION 3. Tennessee Code Annotated, Section 12-3-217, is amended by deleting the current language in its entirety and by substituting instead the following language:

(a) Bid specifications for purchases of chemical products pursuant to this chapter shall require that the manufacturer of the chemical products create and maintain a material safety data sheet (MSDS) for such chemical products on the national MSDSSEARCH repository or the manufacturer's website so that the information can be accessed by means of the internet. A site operated by or on behalf of the manufacturer or a relevant trade association is acceptable so long as the information is freely accessible to the public. In lieu of posting a MSDS on MSDSSEARCH, a bidder shall include the manufacturer's URL for their MSDS in the bid proposal or purchase order.

(b) The commissioner of general services shall post on it's website the universal resource locator (URL) for MSDSSEARCH which is currently <http://www.msdsearch.com>. The commissioner shall update such URL if necessary.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: April 22, 2004


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 5th day of May 2004


PHIL BREDESEN, GOVERNOR