

REUSABLE INDUSTRIAL PACKAGING ASSOCIATION

TOPICS ADDRESSED

- 1) Value of LOGSA (Tobyhanna) to PHMSA (OHMS) Enforcement/R & D Program
- 2) Public presentation of Tobyhanna Test Data
- 3) Proposed OHMS R & D Model Program

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Tobyhanna and Enforcement

- 1) Tobyhanna active since 1995
- 2) Purpose: Ensure availability of test facility for occasional conduct of package testing/proof of compliance
- 3) Over the years, tested hundreds of packaging designs - all kinds of materials

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- 4) Time to reassess value of Tobyhanna after 20 years of operation
- 5) RIPA position:
 - Facility does little to advance transportation safety
 - Test results don't mirror 3rd party or private test results
 - Reasons for testing disparity unknown
- 6) **Going forward: Limit role of Tobyhanna to cases in which testing is required for highly suspect packaging or those that present immediate threat to safety.**

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Presentation of Tobyhanna Test Data

- 1) Data not currently available on PHMSA web site
- 2) Data was not well presented (overstated actual results)
- 3) **Recommendation: Do not display data at all; or, revise substantially how data is displayed**

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OHMS R & D Program – Model

- 1) OHMS R & D budget increased
- 2) Current program not transparent
- 3) Look at Pipeline R & D program as possible model

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4) Statutory authority for Pipeline:

- Pipeline Safety and Improvement Act (2002)
- Pipeline Safety, Regulatory Certainty and Job Creation Act (2011)

5) PSIA is key authority. Provides for:

- 5 – year plan
- Ongoing review by various groups and agencies
- Mandatory public consultation, including affected industries, environmental groups and research institutions

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- 6) OHMS authority is Section 5118 of HMTA; should be sufficient
- 7) Elements of an effective R & D program:
 - Clear programmatic and public outreach process
 - Identification of groups to be formally involved in the project selection process
 - Description of how input will be used and metrics by which all projects are screened (e.g., exposure, incident probability, etc.)
 - Description of grant process