



U.S. Department  
of Transportation

**Research and  
Special Programs  
Administration**

JUL 3 2000

400 Seventh Street, S.W.  
Washington, D.C. 20590

Mr. Barry McGowen  
Christenson Transportation, Inc.  
P.O. Box 4267  
Springfield, MO 65808-4267

Ref. No. 00-0110

Dear Mr. McGowen:

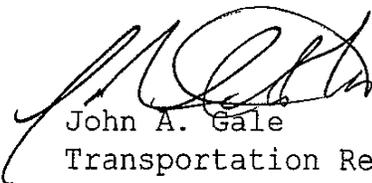
This is in response to your letter dated March 22, 2000, and subsequent telephone conversation with a member of my staff concerning the applicability of the hazardous materials registration program under Part 107, Subpart G, of the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180). Specifically you ask if your company must register if the only hazardous materials your company transports are marine batteries and propane cylinders.

On February 14, 2000, RSPA promulgated Docket HM-208C (65 FR 7297), which expanded the criteria for persons required to register under Part 107, Subpart G. Effective July 1, 2000, in addition to the existing requirements under § 107.601, any person who offers or transports in commerce a quantity of a hazardous material that requires placarding under Part 172, Subpart F, must register. This additional provision does not apply to those activities of a farmer that are in direct support of one's farming operations.

Therefore, provided your company does not transport more than 1,001 pounds (aggregate gross weight) of batteries or propane cylinders, you do not have to register.

We hope this satisfies your request.

Sincerely,



John A. Gale  
Transportation Regulations Specialist  
Office of Hazardous Materials Standards



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Transportation, Inc.

P. O. Box 4267 • Springfield, MO 65808-4267

<http://ChristensonTrans.com>

"Serving the USA and Canada"

March 22, 2000

*2nd Request 4-6-00 2:30p C.S.T.**3rd Request 4-7-00 11:45 A.M C.S.T.*

Mr. Edward T. Mazzullo  
Directors Office of Hazardous Materials & Standards  
US DOT-RSPA (D-HM-10)  
400 7<sup>TH</sup> Street S.W.  
Washington, DC 20990-0001

Dear Mr. Mazzullo,

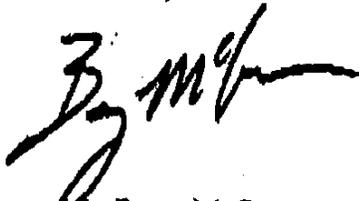
Reference my telephone conversation with Mr. John Gayle of your office this morning, I would like to receive in writing the answers he has given to my questions regarding the following:

We have a customer who wishes to load our trucks from their Distribution facility in Springfield, MO to one of their store locations in Nashville, TN with 99% of their volume comprised of non-hazardous commodities, i.e. tents, blankets, camping supplies, fishing rods and reels, wearing apparel, footwear, etc., etc.. On occasion there will be shipments involving commodities such as Coleman gas cylinders (filled) as in the kind and type that screw into a lantern. There will also be Marine batteries, both sealed and fillable.

It is our understanding that we do not have to have a Federal Hazmat License to participate in the movement of the above, so long as when handling this material the driver has a current haz mat endorsement on his license, that he has been trained within the last three years on hazardous material handling, and should the volume/weight of any of these hazardous commodities exceed 1,000 lbs, that the shipper provide the appropriate placards.

Please respond to the following and thank you for your assistance!

Sincerely,



Mr. Barry McGowen  
Director of Safety