



U.S. Department
of Transportation
**Research and
Special Programs
Administration**

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

JAN 9 2002

Mr. James Gerace
National Transportation Manager
AGFA Corporation
100 Challenger Road
Ridgefield Park, NJ 07660

Ref. No. 01-0206

Dear Mr. Gerace:

This responds to a letter from Mr. Donald J. Sooy, FTS Industries, Inc., requesting clarification of the shipping paper requirements under the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180). Mr. Sooy asked that we respond directly to you.

Mr. Sooy presented the following scenario:

When ten (10) or more less-than-truckload shipments of hazardous materials are consolidated into a truckload shipment, a single bill of lading is prepared for the truckload shipment which contains only the city and state designation for each individual shipper's less-than-truckload shipment. For transportation to the final destination, a single bill of lading, as described above, and an envelope containing the individual shippers' bills of lading are provided to the carrier for the consolidated load. He asked if this procedure is in compliance with the HMR?

Each person who offers a hazardous material for transportation must describe the hazardous material on a shipping paper in the manner prescribed in Subpart C of Part 172. Therefore, for the purpose of consolidating multiple hazardous materials shipments offered by different shippers, either a single shipping paper describing the consolidated materials, or each individual shipper's shipping paper containing the required descriptions may be used to satisfy the shipping paper requirements.

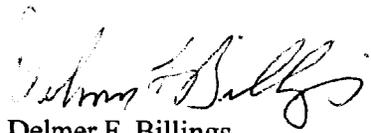
A carrier may not accept a shipment of hazardous material for transportation unless a shipping paper is provided and prepared in accordance with §§ 172.201, 172.202 and 172.203. The carrier and each driver must ensure that the hazardous materials' shipping paper is readily available by clearly distinguishing the shipping paper, if it is carried with other papers of any kind, by tabbing it or by having it appear first. When the driver is at the vehicle's controls, the shipping paper must be within immediate reach while the driver is restrained by the lap belt, and either readily visible to a person entering the driver's compartment or in a holder mounted to the inside of the door on the driver's side. When the

172.202

driver is not at the vehicle's controls, the shipping paper must be in a holder mounted to the inside door of the driver's side of the vehicle or on the driver's seat of the vehicle. The placement of individual shipping papers in "an envelope" is acceptable, provided the envelope is clearly distinguished, such as by marking or color, to indicate that the hazardous materials' shipping papers are enclosed and provided the envelope is maintained as required in § 177.817.

I hope this satisfies your inquiry. If we can be of further assistance, please contact us.

Sincerely,

A handwritten signature in cursive script, appearing to read "Delmer F. Billings".

Delmer F. Billings
Chief, Standards Development
Office of Hazardous Materials Standards



INDUSTRIES, INC.

Engrum
172.202
Shipping Papers
01-0206

FTS Freight Traffic Services • The Logistics Group
STS Transportation, Inc. • ICS Warehousing • ICS Intermodal Consolidating Services, Inc.

May 31, 2001

Mr. Edward T. Mazzullo - Director RSPA
Office of Hazardous Materials Standards (DHM-10)
U.S. Department of Transportation
400 Seventh Street S.W.
Washington, DC 20590-0001

RE: REQUEST FOR WRITTEN INTERPRETATION

Dear Sir:

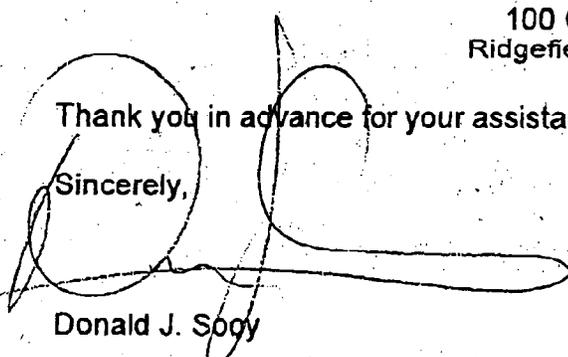
I would greatly appreciate a written clarification/ response to the question/ circumstance outlined on the attached appendix.

I may be reached at (800) 526-3972 Ext. 225. Kindly send your written response to:

Mr. James Gerace
National Transportation Manager
AGFA Corporation
100 Challenger Road
Ridgefield Park, NJ 07660

Thank you in advance for your assistance.

Sincerely,


Donald J. Sogy

Cc: Mr. James Gerace, National Transportation Manager
AGFA Corporation 100 Challenger Rd Ridgefield Park, NJ 07660

DJS:jrm
Enclosure

58 Chambers Brook Road
P.O. Box 1259
Somerville, NJ 08876-1259

908-526-8700
800-526-3972
FAX 908-526-8740

200 Best Friend Court
Suite 220
Norcross, GA 30071

770-734-9333
888-801-9333
FAX 770-734-9383

APPENDIX

Statement

When pool truckload shipments (of hazardous materials) consisting of ten (10) or more less than truckload shipments are shipped from an origin point to a break bulk distribution location (motor carrier dock) at another point for transportation beyond the distribution point to final destinations a single bill of lading covering the truckload shipment is completed reflecting no descriptions of the products shipped. Rather this bill of lading reflects the city and state designation of the individual less-than-truckload shipments which constitute the pool truckload shipment.

At the time of pick up by the transportation carrier of the truckload shipment in addition to the bill of lading described above, an envelope containing the individual less-than-truckload bills of lading is given to the driver. The less than truckload bills of lading are completed in strict accordance with the Federal Hazardous Material Regulations.

Question

Is the procedure outlined above in accordance with the Hazardous Material Regulations? If not how may we change these procedures to be in compliance?