



U.S. Department  
of Transportation

**Pipeline and Hazardous  
Materials Safety  
Administration**

1200 New Jersey Avenue SE  
Washington, DC 20590

JUN 08 2015

Mr. Andrew Romach  
Regulatory Compliance Manager  
URS Corporation  
1600 Perimeter Park Dr.  
Morrisville, NC 27560

Reference No. 15-0050

Dear Mr. Romach:

This is in response to your January 8, 2015 e-mail requesting clarification of the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180) applicable to use of the small quantities exception. Specifically, you ask whether a hazardous material with the word "None" in Column 8A of the § 172.101 Hazardous Materials Table (HMT) is eligible for the small quantities exception in § 173.4. You provide the example of "UN2734, Amines, liquid, corrosive, flammable, n.o.s., 8 (3), PGII."

Provided all the conditions specified in § 173.4 are met, the answer is yes. Section 172.101(i)(1) states: "Column 8A contains exceptions from some of the requirements of this subchapter. The referenced exceptions are in addition to those specified in subpart A of part 173 and elsewhere in this subchapter. A "None" in this column means no packaging exceptions are authorized, except as may be provided by special provisions in Column 7." Therefore, a "None" in column 8A of the § 172.101 HMT does not affect the eligibility for use of exceptions in Part 173 Subpart A, including the small quantities exception in § 173.4.

I hope this satisfies your request.

Sincerely,

T. Glenn Foster  
Chief, Regulatory Review and Reinvention Branch  
Standards and Rulemaking Division

Jarman  
\$173.95 - request  
for high quality  
model  
15-0850

**Dodd, Alice (PHMSA)**

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**From:** Ciccarone, Michael CTR (PHMSA)  
**Sent:** Thursday, March 12, 2015 2:55 PM  
**To:** Hazmat Interps  
**Subject:** FW: Request for Formal Interpretation  
**Attachments:** DOT interpretation DOT small quantity exception 01082014.pdf

Shante/Alice,

I don't see this in the interps database, just wanted to give you guys a heads up.

Thanks,

Mikw

**From:** Ciccarone, Michael CTR (PHMSA)  
**Sent:** Thursday, January 08, 2015 3:38 PM  
**To:** Hazmat Interps  
**Subject:** FW: Request for Formal Interpretation

Shante/Alice,

Please submit this for a formal letter of interpretation. I spoke with Carolyn from URS about this issue.

Thanks,

Mike

**From:** Jarman, Erin [<mailto:erin.jarman@aecom.com>]  
**Sent:** Thursday, January 08, 2015 2:12 PM  
**To:** PHMSA HM InfoCenter  
**Cc:** Norris, Carolyn; Romach, Andy  
**Subject:** Request for Formal Interpretation

Dear Infocenter,

I have attached a request for formal interpretation. Please let me know if you have any questions. Thank you in advance for your assistance.

Erin N. Jarman  
Environmental Scientist  
AECOM  
1600 Perimeter Park Dr.  
Suite 400  
Morrisville, NC 27560

919-461-1478 (office phone)

message in error or are not the intended recipient, you should not retain, distribute, disclose or use any of this information and you should destroy the e-mail and any attachments or copies.



January 8, 2015

Mr. Charles Betts, Division Director  
Standards and Rulemaking (PHH-10)  
U.S. Department of Transportation  
Pipeline and Hazardous Materials Safety Administration  
East Building, 2nd Floor  
1200 New Jersey Ave., SE  
Washington, DC 20590

Dear Mr. Betts:

I am writing to request a Department of Transportation (DOT) interpretation concerning the applicability of the DOT small quantity exception in 49 CFR 173.4 for shipping by ground transportation a hazardous material classified as a Class 8 PG II with a subsidiary risk of Class 3. As stated in 49 CFR 173.4(a), if a material qualifies for and meets the criteria for the small quantity exception, it is not subject to any other requirements.

The listed proper shipping name and UN number entry from the Hazardous Material Table in 49 CFR 172.101 that apply to this material are: UN2734, Amines, liquid, corrosive, flammable, n.o.s., 8 (3), PGII. For this proper shipping name and packing group, "None" is shown in column 8(A). The following explanation of the column 8(A) information is set out in 49 CFR 172.101(i)(1):

"Exceptions. Column 8A contains exceptions from some of the requirements of this subchapter. The referenced exceptions are in addition to those specified in subpart A of part 173 and elsewhere in this subchapter. A "None" in this column means no packaging exceptions are authorized, except as may be provided in special provisions in column 7.

Based on discussions with personnel at the Hazardous Material Information Center, it was agreed that the exception for small quantities for highway and rail could be applied to this hazardous material even though "None" appears in column 8(A).

Please provide written clarification that that even though "None" may appear in Column 8A for this particular proper shipping name and UN number, that the exception for small quantities for highway and rail may be applied so long as the hazardous material meets the classification criteria set out in 49 CFR 173.4(a) and the other requirements of the small quantity exception.

I appreciate your assistance with this question.

Sincerely,

Andrew N. Romach  
Regulatory Compliance Manager  
URS Corporation