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

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

SEP 29 2000

DOT-E 12421
(FIRST REVISION)

EXPIRATION DATE: October 31, 2000

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: The Library of Congress
Washington, DC

2. PURPOSE AND LIMITATION:

a. This emergency exemption authorizes the one-time, one-way transportation in commerce of certain nitrate cellulose film packaged in metal cans and non-DOT specification fiberboard boxes. This exemption provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein.

b. The safety analyses performed in development of this exemption only considered the hazards and risks associated with transportation in commerce.

3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.

4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 173.212(b) in that a non-DOT specification fiberboard box is authorized; and § 173.301(c) in that the exemption number need not be marked on the packages.

5. BASIS: This emergency exemption is based on the application of the Library of Congress dated February 2, 2000, submitted in accordance with § 107.117 and a determination that it is necessary to prevent significant economic loss and supplemental information dated September 27, 2000.

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6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Proper shipping name -- Hazardous materials description	Hazard Class/ Division	Identi-fication Number	Packing Group
Flammable solid, organic, n.o.s. (nitrate cellulose film)	4.1	UN1325	II

7. SAFETY CONTROL MEASURES:

a. PACKAGING - Each film reel must be individually placed in a metal can. A maximum of five metal cans containing film may be packed in a fiberboard box manufactured in accordance with Federal Specification PPP-B-636H with a minimum burst strength of 275 psi. The dimensions of the box are: 15½ x 11 x 15 inches.

b. OPERATIONAL CONTROLS -

(1) Shipment is to be made between Ogdensburg, NJ and Suitland, MD with no intermediate stops for additional freight.

(2) The transport vehicle may not carry material shipped by any person other than the Library of Congress.

(3) Shipment must be made during off-peak traffic hours.

8. SPECIAL PROVISIONS:

a. A current copy of this exemption must be maintained at the facility where the package is offered for transportation.

b. MARKING - The marking requirement of § 172.301(c) is waived.

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9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle only.

10. MODAL REQUIREMENTS: A current copy of this exemption must be carried aboard the motor vehicle used to transport packages covered by this exemption.

11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this exemption and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:

    - All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.

    - Registration required by § 107.601 et seq., when applicable.

    Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this exemption must receive training on the requirements and conditions of this exemption in addition to the training required by §§ 172.700 through 172.704.

    No person may use or apply this exemption, including display of its number, when this exemption has expired or is otherwise no longer in effect.

12. REPORTING REQUIREMENTS: The carrier is required to report any incident involving loss of packaging contents or packaging failure to the Associate Administrator for Hazardous Materials Safety (AAHMS) as soon as practicable. (Sections 171.15 and 171.16 apply to any activity undertaken under the authority of this exemption.) In addition, the holder(s) of this exemption must inform the AAHMS, in writing, of any incident involving the package and shipments made under the terms of this exemption.

Issued in Washington, D.C.:

R. Ryan Paterson

Robert A. McGuire
For Associate Administrator
for Hazardous Materials Safety

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(DATE)

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Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Research and Special Programs Administration, U.S. Department of Transportation, 400 Seventh Street, SW, Washington, D.C. 20590.
Attention: DHM-31.

The original of this exemption is on file at the above office. Photo reproductions and legible reductions of this exemption are permitted. Any alteration of this exemption is prohibited.

Copies of exemptions may be obtained form the AAHMS, U.S. Department of Transportation, 400 7th Street, SW, Washington, DC 20590-0001, Attention: Records Center, 202-366-5046.

PO: DBurger/sln