

March 27, 2009



U.S. Department  
of Transportation

East Building, PHH-30  
1200 New Jersey Avenue, Southeast  
Washington, D.C. 20590

**Pipeline and Hazardous  
Materials Safety Administration**

DOT-SP 10950  
(FOURTEENTH REVISION)

EXPIRATION DATE: November 30, 2010

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: The Fertilizer Institute, Washington, DC; Far West Agribusiness Association, Spokane, Washington, and Montana Agricultural Business Association, Helena, Montana, on behalf of grantees listed in Appendix A.
2. PURPOSE AND LIMITATION:
  - a. This special permit authorizes the transportation of certain non-DOT specification packagings containing anhydrous ammonia exclusively for agricultural purposes. This special permit provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein. The most recent revision supersedes all previous revisions.
  - b. The safety analyses performed in development of this special permit only considered the hazards and risks associated with transportation in commerce.
  - c. No party status will be granted to this special permit.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 173.315(m) in that a non-DOT specification packaging is not authorized, except as specified herein.

5. BASIS: This special permit is based on the applications of The Fertilizer Institute, the FARWEST Fertilizer and Agrichemical Association and the Montana Agricultural Business Association, dated December 16, 2006, submitted in accordance with § 107.109 and additional correspondence from the Fertilizer Institute dated March 13, 2009.
6. HAZARDOUS MATERIALS (49 CFR § 172.101):

<b>Hazardous Materials Description</b>			
<b>Proper Shipping Name</b>	<b>Hazard Class/ Division</b>	<b>Identification Number</b>	<b>Packing Group</b>
Ammonia, anhydrous	2.2	UN1005	N/A

7. SAFETY CONTROL MEASURES:

- a. PACKAGING - Packaging prescribed is a non-DOT specification cargo tank, commonly known as a "nurse tank", mounted on a field truck as described in the application and conforming to all other provisions of § 173.315(m). All photographs and descriptions which were submitted with the application form a part of the application. Any farm trucks operated under this special permit must be equivalent in specifications to those described in the application.
- b. INSPECTIONS AND TESTING - Any cargo tanks operated under this special permit must be inspected and tested in accordance with subpart E of Part 180 of this subchapter as specified for MC 331 cargo tanks.
- c. MARKING - Packaging must be plainly marked on two opposing sides in letters and numerals two inches high on a contrasting background "DOT-SP 10950".
- d. OPERATIONS - Restricted to rural roads in areas within 50 miles of the fertilizer distribution point where the cargo tank is loaded.

8. SPECIAL PROVISIONS.

a. Any person who transports anhydrous ammonia in the packages covered by this special permit must be a private carrier (listed in Appendix A to this special permit) operating exclusively in support of agricultural operations.

b. Shippers using the packaging covered by this special permit must comply with all provisions of this special permit, and all other applicable requirements contained in 49 CFR Parts 171-180.

9. MODES OF TRANSPORTATION AUTHORIZED. Motor vehicle.

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

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

- o All terms and conditions prescribed in this special permit and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
- o Persons operating under the terms of this special permit must comply with the security plan requirement in Subpart I of Part 172 of the HMR, when applicable.
- o Registration required by § 107.601 et seq., when applicable.

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

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

Under Title VII of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) - 'The Hazardous Materials Safety and Security Reauthorization Act of 2005' (Pub. L. 109-59), 119 Stat. 1144 (August 10, 2005), amended the Federal hazardous materials transportation law by changing the term "exemption" to "special permit" and authorizes a special permit to be granted up to two years for new special permits and up to four years for renewals.

12. REPORTING REQUIREMENTS: Shipments or operations conducted under this special permit are subject to the Hazardous Materials Incident Reporting requirements specified in 49 CFR §§ 171.15 - Immediate notice of certain hazardous materials incidents, and 171.16 - Detailed hazardous materials incident reports. In addition, the grantee(s) of this special permit must notify the Associate Administrator for Hazardous Materials Safety, in writing, of any incident involving a package, shipment or operation conducted under terms of this special permit.

Issued in Washington, D.C.:



for Theodore L. Willke  
Associate Administrator for Hazardous Materials Safety

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Pipeline and Hazardous Material Safety Administration, U.S. Department of Transportation, East Building PHH-30, 1200 New Jersey Avenue, Southeast, Washington, D.C. 20590.

Copies of this special permit may be obtained by accessing the Hazardous Materials Safety Homepage at [http://hazmat.dot.gov/sp\\_app/special\\_permits/spec\\_perm\\_index.htm](http://hazmat.dot.gov/sp_app/special_permits/spec_perm_index.htm) Photo reproductions and legible reductions of this special permit are permitted. Any alteration of this special permit is prohibited.

PO: sln

APPENDIX A  
as of  
January 25, 2009

J.R. Simplot Company, Boise, ID  
Primeland Coop, Lewiston, ID  
CHS Rockford, Rockford, WA  
Inland Chemical Service, Condon, OR  
Morrow County Grain Grower, Ione, OR  
Pendleton Grain Growers, Pendleton, OR  
North Central Ag, Dufur, OR  
AgLink Inc, Reardan, WA  
Colfax Grange Supply, Colfax, WA  
Dayton Chemicals, Inc., Dayton, WA  
Dusty Farm Co-op, Lacrosse, WA  
The McGregor Company, Colfax, WA  
Walla Walla Farmers Co-op, DBA CHS Inc.,  
Walla Walla, WA  
Wilbur-Ellis Company, Union Gap, WA  
Crop Production Services, Spokane, WA  
Mountain View Coop, Great Falls, Dutton, Power, Fairfield, Fort  
Benton, Collins, and Big Sandy, MT  
Hi-Line Fertilizer, Hingham, MT  
Kernaghan's Service, Great Falls, MT  
Agri-Basics Fertilizer, Great Falls, MT  
Milk River Coop, Havre, MT  
Framers Elevator, Richey, MT