

February 26, 2021



U.S. Department
of Transportation

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

**Pipeline and Hazardous
Materials Safety Administration**

DOT-SP 21104
(FIRST REVISION)

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: (See individual authorization letter)
2. PURPOSE AND LIMITATION:
 - a. This special permit authorizes the transportation in commerce of cargo tanks containing either gasoline or diesel fuel with a placard permanently marked with a "1203" UN number identification mark. 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 the development of this special permit only considered the hazards and risks associated with the transportation in commerce.
 - c. Unless otherwise stated herein, this special permit consists of the special permit authorization letter issued to the grantee together with this document.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 172.302(c) in that the special permit number need not be marked; § 172.334(b)(3) in that display of the "1203" UN identification number is authorized to be marked on a flammable liquid placard when containing diesel fuel, kerosene, or fuel oil (No. 1, 2, 4, 5, or 6).
5. BASIS: This special permit is based on the application of Kelley Fuels, Inc. dated January 13, 2021 submitted in accordance with § 107.105 and the public proceeding thereon.

Tracking Number: 2021014464

February 26, 20216. HAZARDOUS MATERIALS (49 CFR 172.101):

Hazardous Materials Description			
Proper Shipping Name	Hazard Class/ Division	Identi- fication Number	Packing Group
Gasoline <i>includes gasoline mixed with ethyl alcohol, with not more than 10% alcohol</i>	3	UN1203	II
Diesel fuel	3	NA1993	III
Kerosene	3	UN1223	III
Fuel oil (No. 1, 2, 4, 5, or 6)	3	NA1993	III

7. SAFETY CONTROL MEASURES:

a. PACKAGING: Prescribed packagings are DOT specification 306 and 406 cargo tank motor vehicles in gasoline, diesel fuel, kerosene, and fuel oil (No. 1, 2, 4, 5, or 6) service.

b. OPERATIONAL CONTROLS:

(1) When in diesel fuel service, shipping papers must reflect the description associated with Diesel fuel, NA1993.

(2) When in kerosene service, shipping papers must reflect the description associated with Kerosene, UN1223.

(3) When in fuel oil (No. 1, 2, 4, 5, or 6) service, shipping papers must reflect the description associated with Fuel oil (No. 1, 2, 4, 5, or 6), NA1993.

(4) The grantee must ensure that the state fire marshal, the state motor carrier enforcement authority, and the state hazardous material transportation authority state emergency officials are aware of the use of this special permit.

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- (5) The marking of "1203" on the placard for diesel, kerosene, or fuel oil (No. 1, 2, 4, 5, or 6) shipments may only be utilized when gasoline has been transported in the same cargo tank within the previous or current business day.
8. SPECIAL PROVISIONS: A current copy of this special permit must be maintained at each facility where the package is offered or reoffered for transportation.
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 this 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

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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 William Schoonover
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 <https://www.phmsa.dot.gov/approvals-and-permits/hazmat/special-permits-search>. Photo reproductions and legible reductions of this special permit are permitted. Any alteration of this special permit is prohibited.

PO: ae