



U.S. Department
of Transportation

**Pipeline and Hazardous
Materials Safety
Administration**

August 05, 2022

1200 New Jersey Avenue, SE
Washington, DC 20590

DOT-SP 21391

EXPIRATION DATE: 2023-02-28

(FOR RENEWAL, SEE 49 CFR 107.109)

1. GRANTEE: Rothenberger USA, Inc.
Loves Park, IL
2. PURPOSE AND LIMITATIONS:
 - a. This emergency special permit authorizes the transportation in commerce of Propylene in DOT 39 cylinders with an incorrect manufacturer registration number for the sole purpose of adding the proper marking. 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. The safety analyses did not consider the hazards and risks associated with consumer use, use as a component of a transport vehicle or other device, or other uses not 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 § 172.301(c) in that the outside of each cylinder must be marked with the special permit number and 178.65(i)(2)(v) in that the cylinders must be marked with the registration number of the manufacturer.
5. BASIS: This emergency special permit is based on the application of Rothenberger USA, Inc. dated June 14, 2022, submitted in accordance with § 107.117 and the determination it is necessary to prevent significant economic loss.

6. HAZARDOUS MATERIALS (49 CFR 172.101):

Hazardous Material Description			
Proper Shipping Name	Hazard Class/ Division	Identification Number	Packing Group
Propylene see also Petroleum gases, liquefied	2.1	UN1077	N/A

7. SAFETY CONTROL MEASURES:

a. PACKAGING: Prescribed packagings must conform to all applicable requirements for DOT 39 cylinders except the marking requirement in § 178.65(i)(2)(v).

b. MARKING:

(1) Each cylinder transported under the terms of this special permit must be marked in accordance with all otherwise applicable requirements, except the marking requirement in § 178.65(i)(2)(v).

(2) Packages transported under the terms of this special permit do not have to be marked with the special permit number as specified under § 172.301(c).

c. OPERATIONAL CONTROLS:

(1) Transportation under this special permit is authorized only for the purpose of facilitating the marking of cylinders with the correct manufacturer's registration number.

(2) Each shipment or portion of a shipment by motor vehicle under this special permit must be accompanied by a document with the following information:

- (i) The manufacturer registration number marked on the cylinder labels is incorrect;
- (ii) The proper manufacturer registration number is M0855;
- (iii) The shipment is subject to an emergency special permit;

(iv) The emergency special permit authorizes shipment only to a designated warehouse for purposes of re-marking the cylinders with the proper manufacturer registration number.

(v) How Rothenberger USA, Inc. can be contacted for additional information.

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 and cargo vessel.
10. MODAL REQUIREMENTS: A current copy of this special permit must be carried aboard each cargo vessel or 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 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 Materials Safety Administration, U.S. Department of Transportation, East Building PHH-13, 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