



U.S. Department
of Transportation

**Pipeline and Hazardous
Materials Safety
Administration**

January 30, 2023

1200 New Jersey Avenue, SE
Washington, DC 20590

DOT-SP 21429
(FIRST REVISION)

EXPIRATION DATE: 2026-12-31

(FOR RENEWAL, SEE 49 CFR 107.109)

1. GRANTEE: U S Bureau of Customs and Border Protection
Washington, DC
2. PURPOSE AND LIMITATIONS:
 - a. This special permit authorizes the transportation in commerce of certain cylinders that are past their test date for requalification. 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. The safety analyses did not consider the hazards and risks associated with 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 § 180.209 in that cylinders past their test date may not be filled and offered for transportation, except as provided herein, and §172.301(c) in that the marking requirements are waived.
5. BASIS: This special permit is based on the application of U.S. Bureau of Customs and Border Protection dated January 4, 2023, submitted in accordance with § 107.109.

Tracking Number: 2023014126

6. HAZARDOUS MATERIALS (49 CFR 172.101):

Hazardous Material Description			
Proper Shipping Name	Hazard Class/ Division	Identification Number	Packing Group
Helium, compressed	2.2	UN1046	N/A

7. SAFETY CONTROL MEASURES:

- a. PACKAGING: Prescribed packagings are tube trailers containing DOT specification 3T cylinders. The tube trailers have the following serial numbers and planned retest dates:

Serial Number	Number of cylinders	Specification of cylinders	Requalification due date	*Planned requalification date
FIBA6288004	12	3T	2020-Jul	2025- Jul
FFIBA6302014	12	3T	2020-Oct	2025- Oct
FIBA6449006	12	3T	2021-Jul	2026-Jul
FIBA6449007	12	3T	2021-Jul	2026-Jul
FIBA6449017	12	3T	2021-Aug	2026-Aug
FIBA6449025	12	3T	2021-Sept	2026-Sept
FIBA6449041	12	3T	2021-Dec	2026-Dec
WCGU000096-8	12	3T	2015-Aug	2025-Aug
WCGU000507-0	12	3T	2015- Oct	2025-Oct
WCGU000526-0	12	3T	2016-Feb	2026-Feb
WCGU000588-8	12	3T	2016-Jun	2026-Jun
FIBA6288002	12	3T	2020-Jul	2025-Jul
FIBA6302012	12	3T	2020-Oct	2025-Oct
FIBA6366003	12	3T	2021-Jul	2026-Jul

Serial Number	Number of cylinders	Specification of cylinders	Requalification due date	*Planned requalification date
FIBA6302015	12	3T	2020-Nov	2025-Nov
FIBA6302016	12	3T	2020-Oct	2025-Oct
FIBA6302013	12	3T	2020-Oct	2025-Oct
FIBA6449018	12	3T	2021-Sept	2026-Sept
FIBA6449012	12	3T	2021-Jul	2026-Jul
WCGU000583-0	12	3T	2016-Apr	2026-Apr
FIBA644903-4	12	3T	2022-Jan	2027-Jan
FIBA644903-6	12	3T	2021-Dec	2026-Dec
FIBA644902-4	12	3T	2021-Sept	2026-Sept
FIBA645000-1	12	3T	2021-Apr	2026-Apr
FIBA645000-3	12	3T	2021-May	2026-May

*Note: Requalification extension is based on 5-year waiver from the initial due date except for WCGU trailers where it is 10 years from the initial due date.

To extend requalification, each cylinder/tube including the cylinder neck and flange/sleeve area must be subjected to an external visual inspection (without disassembly) in accordance with CGA Pamphlet C-6. A tube with excessive corrosion around the neck or under the flange/sleeve must be removed and the mounting threads examined in accordance with CGA Pamphlet C-23. U.S. Bureau of Customs and Border Protection must record the results of the visual inspection for each cylinder or tube and submit the report to the Office of Hazardous Materials Safety upon request.

b. OPERATIONAL CONTROLS:

- (1) Cylinders authorized for use under this special permit must be used by the U.S. Bureau of Customs and Border Patrol in support of National Security.
- (2) The maximum cycling (fillings) of each cylinder (tube) in a 10-year period must be less than or equal to 300 for DOT 3T cylinders.
- (3) The gas used must be dry and have a dew point at or below minus 52°F at one atmosphere.

(4) Each tube (3T), which is authorized for use under the terms of this permit must undergo an internal visual inspection in accordance with CGA Pamphlet C-6 when the cylinder is requalified.

(5) The visual inspections conducted for requalification extensions must be documented and maintained by U.S. Bureau of Customs and Border Protection until requalification can be conducted by qualified personnel. Extended requalification date must be stamped on trailer data plate.

8. SPECIAL PROVISIONS:

a. A person who is not a holder of this special permit, but receives a packaging covered by this special permit, may reoffer it for transportation provided no modification or change is made to the packaging and it is offered for transportation in conformance with this special permit and the HMR.

b. A current copy of this special permit must be maintained at each facility where the package is offered or reoffered for transportation.

c. MARKING: The marking requirements of § 172.301(c) are waived.

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 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-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: RS/Casey Chambers