



U.S. Department
of Transportation

**Pipeline and Hazardous
Materials Safety
Administration**

July 23, 2024

1200 New Jersey Avenue, SE
Washington, DC 20590

DOT-SP 21640
(SECOND REVISION)

EXPIRATION DATE: 2028-03-31

(FOR RENEWAL, SEE 49 CFR 107.109)

1. GRANTEE: Mark Rite Lines Equipment Company, Inc.
Billings, MT
2. PURPOSE AND LIMITATIONS:
 - a. This special permit authorizes the manufacture, mark, sale, and use of non-DOT specification cargo tanks used for roadway striping that do not have a minimum design pressure of 100 psig in accordance with 49 CFR § 173.5a(c)(2). 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. In accordance with 49 CFR 107.107(a), party status may not be granted to a manufacturing special permit. These packagings may be used in accordance with 49 CFR 173.22a.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 173.5a(c)(2)(ii) in that the cargo tanks do not have a minimum design pressure of 100 psig as specified herein.

Tracking Number: 2024054773

5. BASIS: This special permit is based on the application of Mark Rite Lines Equipment Company, Inc. dated May 20, 2024, 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
Corrosive liquid, basic, organic, n.o.s.	8	UN3267	III
Corrosive liquids, n.o.s.	8	UN1760	III

7. SAFETY CONTROL MEASURES:

a. PACKAGING: Packagings authorized are non-DOT specification cargo tanks securely bolted to a motor vehicle, used for roadway striping. Each cargo tank is built in accordance with drawing number 0005754 Rev. J as provided in the special permit application on file with the Office of Hazardous Materials Safety (OHMS). Each cargo tank must meet the requirements of § 173.5a(c)(2), except the minimum design pressure requirement of 100 psig in § 173.5a(c)(2)(ii) is waived.

b. TESTING: External visual inspection of each cargo tank must be performed before each use in accordance with § 173.5a(c)(2)(v). Each cargo tank must meet the requirement of § 173.5a(c)(2)(vi) that it be retested and reinspected in accordance with § 180.407(c) as specified for an MC 331 cargo tank motor vehicle.

8. SPECIAL PROVISIONS:

a. In accordance with the provisions of Paragraph (b) of § 173.22a, persons may use the packaging authorized by this special permit for the transportation of the hazardous materials specified in paragraph 6, only in conformance with the terms of this special permit.

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

- c. Each packaging manufactured under the authority of this special permit must be either (1) marked with the name of the manufacturer and location (city and state) of the facility at which it is manufactured or (2) marked with a registration symbol designated by the Office of Hazardous Materials Safety for a specific manufacturing facility.
- d. A current copy of this special permit must be maintained at each facility where the packaging is manufactured under this special permit. It must be made available to a DOT representative upon request.
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.:

A handwritten signature in blue ink, appearing to read "William Schoonover", is written over a faint circular stamp.

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: KH/VC