



U.S. Department  
of Transportation

**Pipeline and Hazardous  
Materials Safety  
Administration**

1200 New Jersey Avenue, SE  
Washington, D.C. 20590

JAN 08 2016

Mr. Clifford Croft  
Kajuligan Corporation  
1533 Kirkwood Drive  
Geneva, IL 60134

Reference No. 15-0189

Dear Mr. Croft:

This responds to your September 21, 2015 email requesting clarification of the shipping paper requirements under the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180). Specifically, you ask whether a multi-page shipping paper, consisting of a bill of lading and an attached shipping paper containing the hazardous material information, satisfies the shipping paper requirements. You state that you use an orange tab to identify the shipping paper containing the hazardous material information.

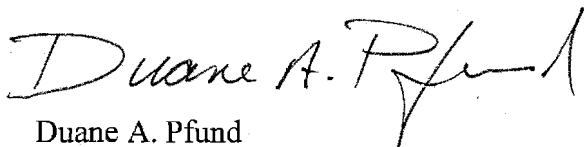
Under the HMR, a shipping paper means a shipping order, bill of lading, manifest or other shipping document serving a similar purpose and prepared in accordance with 49 CFR part 172 subpart C. See § 171.8. In accordance with § 172.201(c), a shipping paper may consist of more than one page, if each page is consecutively numbered and the first page bears a notation specifying the total number of pages included in the shipping paper. For example, "Page 1 of 4 pages." Section 172.201(a)(1) also prescribes that, if a hazardous material and non-hazardous material are listed on the same shipping paper (single- or multi-page), the hazardous material information must either be listed first, entered in a contrasting color, or "identified by the entry of an 'X' placed before the basic shipping description...in a column captioned 'HM'."

In addition, 49 CFR 177.817(e)(1) requires that the driver and carrier clearly distinguish a hazardous material shipping paper if it is carried with other shipping papers, bills of lading or documents of any kind. The shipping paper containing hazardous materials must be distinguished by either distinctly "tabbing" the shipping paper or having it appear first.

It is the opinion of this Office that the multi-page shipping paper you provided satisfies the shipping paper requirements of the HMR.

I hope this satisfies your inquiry. Please feel free to contact us if you have further questions.

Sincerely,

A handwritten signature in cursive script that reads "Duane A. Pfund". The signature is written in dark ink and is positioned above the printed name and title.

Duane A. Pfund  
International Standards Coordinator  
Standards and Rulemaking Division

Antonielli  
§ 172.200  
Shipping Papers  
15-0189

**Dodd, Alice (PHMSA)**

---

**From:** Geller, Shelby CTR (PHMSA)  
**Sent:** Tuesday, September 22, 2015 4:44 PM  
**To:** Hazmat Interps  
**Subject:** FW: Letter of interp request  
**Attachments:** BOL with Shipping paper addendum page.pdf

Dear Shante and Alice,

Attached is a request for a formal letter of interpretation. Mr. Croft spoke with Eamonn in the HMIC.

Thanks,  
Shelby

---

**From:** Cliff Croft [<mailto:cliff.e.croft@gmail.com>]  
**Sent:** Monday, September 21, 2015 4:47 PM  
**To:** PHMSA HM InfoCenter  
**Subject:** Letter of interp request

U.S. DOT  
PHMSA Office of Hazardous Materials Standards  
Attn: PHH-10  
East Building  
1200 New Jersey Avenue, SE.  
Washington, DC 20590-0001

I would like to request a formal interpretation of the shipping paper requirement in 49CFR 172.200.

When shipping ground by truck using a bill of lading does the bill of lading have to be the shipping paper or could a separate document meeting the requirements of 172.200 attached to the bill of lading satisfy the shipping paper requirements?

If we attach a separate document to the bill of lading to serve as the hazardous material shipping paper and use an orange tab to identify this form as "Hazardous Materials" would it be acceptable for this hazmat addendum page be attached to the backside of the bill of lading?

Please review the attached documents and verify whether or not it meets all of the requirements to be considered an acceptable shipping paper.

Thank you,

Clifford Croft

Kajuligan Corp.

1533 Kirkwood Dr

Geneva, IL 60134

Date:

## BILL OF LADING

Page 1/2

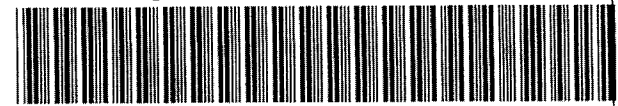
## SHIP FROM

Name:  
Address:  
City/State/Zip:FOB: 

SID#:

Bill of Lading Number:

263714



(402) 0000000000263714

## SHIP TO

Name:  
Address:  
City/State/Zip:FOB: 

CID#:

CARRIER NAME:

Trailer number:

Seal number(s):

Load Number HAZ TEST

SCAC:

Pro number:



763835026

## THIRD PARTY FREIGHT CHARGES BILL TO:

Name:  
Address:  
City/State/Zip:

Freight Charge Terms: (freight charges are prepaid unless marked otherwise)

Prepaid  Collect  3<sup>rd</sup> Party 

(check box)

Master Bill of Lading: with attached underlying Bills of Lading

## SPECIAL INSTRUCTIONS:

\* SEE ATTACHED HAZMAT ITEM LIST \*

## CUSTOMER ORDER INFORMATION

CUSTOMER ORDER NUMBER	# PKGS	WEIGHT LBS	PALLET/SLIP (CIRCLE ONE)		ADDITIONAL SHIPPER INFO
TEST	1	50	<input checked="" type="radio"/>	N	
			<input type="radio"/>	N	
			<input type="radio"/>	N	
			<input type="radio"/>	N	
			<input type="radio"/>	N	
			<input type="radio"/>	N	
<b>GRAND TOTAL</b>	<b>1</b>	<b>50</b>			

## CARRIER INFORMATION

HANDLING UNIT		PACKAGE		WEIGHT LBS	H.M. (X)	COMMODITY DESCRIPTION <small>Commodities requiring special or additional care or attention in handling or stowing must be so marked and packaged as to ensure safe transportation with ordinary care. See Section 2(e) of NMFC Item 380</small>	LTL ONLY	
QTY	TYPE	QTY	TYPE				NMFC #	CLASS
1	plts	1	box	50	X	PARTS - NOI	191820	60.0
						*ALL OR SOME PARTS ARE HAZMAT		
						*SEE HAZMAT ADDENDUM ATTACHED		
1		1		50		<b>GRAND TOTAL</b>		

Where the rate is dependent on value, shippers are required to state specifically in writing the agreed or declared value of the property as follows:

\*The agreed or declared value of the property is specifically stated by the shipper to be not exceeding

per \_\_\_\_\_.

COD Amount: \$ \_\_\_\_\_

Fee Terms: Collect:  Prepaid: Customer check acceptable: 

NOTE Liability Limitation for loss or damage in this shipment may be applicable. See 49 U.S.C. - 14706(c)(1)(A) and (B).

RECEIVED, subject to individually determined rates or contracts that have been agreed upon in writing between the carrier and shipper, if applicable, otherwise to the rates, classifications and rules that have been established by the carrier and are available to the shipper, on request, and to all applicable state and federal regulations.

The carrier shall not make delivery of this shipment without payment of freight and all other lawful charges.

Shipper

Signature

## SHIPPER SIGNATURE / DATE

This is to certify that the above named materials are properly classified, described, packaged, marked and labeled, and are in proper condition for transportation according to the applicable regulations of the Department Of Transportation.

## Trailer Loaded:

- By Shipper  
 By Driver  
 Verify Load By: \_\_\_\_\_

## Freight Counted:

- By Shipper  
 By Driver/pallets said to contain  
 By Driver/Pieces

## CARRIER SIGNATURE / PICKUP DATE

Carrier acknowledges receipt of packages and required placards. Carrier certifies emergency response information was made available and/or carrier has the DOT emergency response guidebook or equivalent documentation in the vehicle.

Property described above is received in good order, except as noted.

EMERGENCY CONTACT NO. 800-424-9300

\*\*\* ABC COMPANY\*\*\*  
BILL OF LADING ADDENDUM

HAZARDOUS ITEM LIST FOR BOL# 0000000001234

EMERGENCY CONTACT NO. 800-555-1212

ABC COMPANY

<u>PART NUMBER</u>	<u>HAZ QTY</u>	<u>HUM</u>	<u>PACK QTY</u>	<u>PUM</u>	<u>UN ID, PROPER NAME, HAZ CLASS, PACK GROUP</u>	<u>NO. AND TYPE OF PKGS</u>
00111	1.0000	GAL	1	GL	UN1824, SODIUM HYDROXIDE SOLUTION, 8, II	1 BOX
00222	4.0000	GAL	4	GL	UN1230, METHANOL, 3, II	1 BOX

\*\*\* END OF HAZARDOUS ITEMS LIST \*\*\*

This is to certify that the above named materials are properly classified, described, packaged, marked and labeled and are in the proper condition for transportation according to the applicable regulations of the D.O.T.

**Shipper Signature/Date**

---