



U.S. Department  
of Transportation  
**Research and  
Special Programs  
Administration**

400 Seventh Street, S.W.  
Washington, D.C. 20590

FEB 1 2000

Mr. Darran T. Chase  
Environmental Affairs Manager  
Amrep, Inc.  
990 Industrial Park Drive  
Marietta, Georgia 30062

Ref. No: 99-0325

Dear Mr. Chase:

This is in response to your letter of November 30, 1999, requesting clarification of exemption DOT-E 10232. Your understanding is that a copy of the exemption must be kept on file but that the exemption number does not have to be printed on the side of the package and that the exemption does not have to accompany the package when the hazardous material has been properly classed as ORM-D.

You are correct that this exemption specifically states that a material that has been classed as a "Consumer commodity, ORM-D" is excepted from marking the exemption number on the outer packaging. In addition, a copy of the exemption must be maintained at each facility where the package is offered or reoffered and at each facility where the packaging is being used in connection with the transportation of a hazardous material. However, your understanding that a copy of the exemption is not required to "accompany" the package is incorrect. As provided by paragraph 10 of DOT-E 10232, a current copy of the exemption must be carried aboard each motor vehicle used to transport packages covered by this exemption.

I hope this information is helpful.

Sincerely,

Delmer F. Billings  
Chief, Standards Development  
Office of Hazardous Materials Standards



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1240NI



Calville

1240 UI

99-0325

November 30, 1999

Edward Mazzullo  
Director of Hazard Materials Standards  
(OHMS)  
US DOT/RSPA  
(DHM-10)  
400 7<sup>th</sup> St. S.W.  
Washington, 20590

RE: DOT-E 10232

Dear Mr. Mazzullo,

I am writing for a clarification and a CFR regulation which would confirm the following information.

One of my customers, during a routine DOT inspection was cited for shipping materials, purchased from us that contained packaging using the exemption listed above, and not providing a copy of the exemption information with each package.

I understand when using an exemption that a copy of the exemption must be kept on file. However according to verbiage stated in the exemption that documentation does not have to be printed on the side or accompany the package if it falls within the guidelines of a "Consumer Commodity".

Can you provide some clarification on this matter?

If I can help with the process, please do not hesitate to call me at (770) 767-2037.

Sincerely,

A handwritten signature in black ink, appearing to read "Darran T. Chase".

Darran T. Chase  
Environmental Affairs Manager