



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

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

JAN 9 2002

Mr. Arthur Solvang
Alaska Abatement Corporation
520 W. 58th Ave., Suite J
Anchorage, AK 99518

Ref. No. 01-0300

Dear Mr. Solvang:

This is in response to your letter dated November 27, 2001, requesting clarification on registration requirements under the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180). Specifically, you ask whether a shipper is required to register if they offer for transportation or transport a Class 9 material in non-bulk packagings, where the transport vehicle is voluntarily placarded.

The answer is no. A domestic shipment of Class 9 material in non-bulk packagings does not require a Class 9 placard (see § 172.504(f)(9)). Thus the shipper is not required to register.

I hope this satisfies your request.

Sincerely,

A handwritten signature in black ink, appearing to read "Delmer F. Billings".

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

172.504

Alaska
Abatement
Corporation

BAH
\$107.601
Registration
01-0300

520 W. 58th Ave., Suite J
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TO: Dianne Lavelle, Information Center
Telephone: 202-366-4488
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FROM: Arthur Solvang

Tuesday, November 27, 2001

RE: Regulation Clarification

Number of Pages: 01

On November 21st, 2001 Alaska Abatement Corporation received notification from the Alaska Department of Transportation Commercial Vehicle Enforcement [Report number AKCF04055060] of the failure to display a 'US DOT HM registration number'. Subsequent review of the registration requirements does not clearly indicate that Alaska Abatement Corporation qualifies for registration. Please provide a written interpretation for our records.

Alaska Abatement Corporation is an asbestos abatement contractor. Items which we transport to the landfill are packaged in labeled plastic bags and those bags are in turn sealed into a second bag. These bags at no time come close to the registration level of 468 cu ft. Each bag is labeled with the waste generator name and address along with the line: "ASBESTOS 9, NA2212 III, RQ". Bags are transported in a vehicle that has Class 9 placards on all four sides of the vehicle along with an approved disposal manifest.

Thank you