



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

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

NOV - 8 2002

Mr. Richard Sher  
Facility & Safety Supervisor  
Remel Inc. Ramsey Division  
14000 Unity Street NW  
Ramsey, MN 55303

Ref No.: 02-0237

Dear Mr. Sher

This is in response to your September 13, 2002, letter concerning the training requirements for carriers and drivers transporting hazardous materials shipped under the small quantity exception in § 173.4 of the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180).

Materials which meet the requirements of §173.4 are not subject to any other requirements of the HMR. Therefore, persons who ship hazardous materials under the provisions of § 173.4 are not subject to the formal training requirements of Subpart H in Part 172 and Part 177. A person who offers small quantity shipments is responsible for properly classifying the material, determining that the material may be shipped as a small quantity and otherwise ensuring compliance with the provisions of § 173.4.

I hope this information is helpful. Please contact us if you require additional assistance.

Sincerely,

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



020237

173.4

Remel Inc. Ramsey Division  
14000 Unity Street NW  
Ramsey, MN 55303

September 13, 2002

Ed Mazzullo  
Director for the Office of Hazardous Materials Standards  
US DOT/RSPA (DHM)-20  
400 7<sup>TH</sup> Street SW  
Washington DC 20590-0001

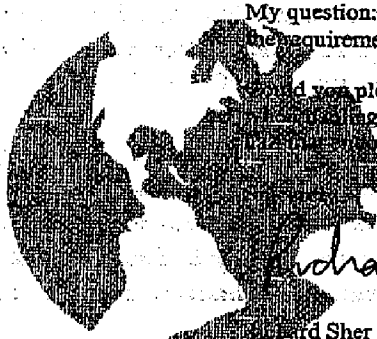
*Kelertord*  
*§ 173.4*  
*§ 177.816*  
*Driver Training /*  
*Highway*  
*02-0237*

Dear Sir:

I am writing this letter to try to get an official interpretation of 49 CFR 173.4. I have heard different interpretations of the meaning of the first paragraph of 173.4, namely the phrase, "are not subject to any other requirements of this subchapter"

My question: does the exception apply to carriers & drivers? Would a carrier or driver need to meet the requirements of 49CFR 177.816 Driver training?

Could you please clarify whether or not a driver would require a haz-mat endorsement on their CDL when hauling goods classified under 173.4 small quantity exceptions? If the driver does not require a haz-mat endorsement are there any requirements of the carrier when hauling goods under 173.4?



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