



U.S. Department of Transportation
**Pipeline and Hazardous Materials
Safety Administration**

1200 New Jersey Ave, S.E.
Washington, D.C. 20590

OCT 14 2009

Mr. Steve Laughlin
519 Hillcrest Lane
Lindenhurst, IL 60046

Ref. No.: 09-0215

Dear Mr. Laughlin:

This responds to your letter dated September 24, 2009 requesting clarification of the emergency response requirements under the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180). Specifically, you ask if a DOT identification number and proper shipping name listed on a Hazardous Waste manifest may be used to cross reference the Emergency Response Guidebook (ERG) to comply with the emergency response information requirements.

The answer is yes. The shipping paper description for a hazardous material contains both a proper shipping name and an identification number. Either of these two communication elements, in conjunction with the "Name of Material" and "ID No." indexes contained in the ERG, may be used to cross-reference the description of the hazardous material on the hazardous waste manifest with the emergency response information contained in the ERG. Therefore, if there is a hazardous material description on the hazardous waste manifest and the ERG is present on the transport vehicle, the requirements of § 172.602(b)(3)(iii) have been satisfied.

I hope this answers your inquiry.

Sincerely,

Charles E. Betts
Chief, Standards Development
Office of Hazardous Materials Standards

Eichenlaub
§172.602
Emergency Response Information
09-0215

Drakeford, Carolyn (PHMSA)

From: INFOCNTR (PHMSA)
Sent: Thursday, September 24, 2009 9:25 AM
To: Drakeford, Carolyn (PHMSA)
Subject: FW: Request for interpretation

From: Steve Laughlin [mailto:sjlaughlin@comcast.net]
Sent: Wednesday, September 23, 2009 3:45 PM
To: INFOCNTR (PHMSA)
Subject: Request for interpretation

Mr. Mazzullo and staff,

I would appreciate an interpretation on the following element of the hazardous materials regulations. 49CFR 172.602 addresses the form of the emergency response information required for a consignment of a hazardous material. My request deals with what methods are acceptable in meeting this requirement.

All shipping papers of a hazardous materials consignment are required to display the proper shipping description which includes the UN/NA Identification Number. Is this number displayed under the "Nature and Quantity of Goods" or in the case of a hazardous waste manifest, section 9b, a sufficient enough connection or reference to an Emergency Response Guide Number to satisfy the aforementioned standard? If the answer to this question is no, would referencing the actual Guide Number (ex. ERG 127) be enough to satisfy the requirement?

Any background you can provide on this issue would obviously be appreciated.

Thank you,
Steve Laughlin

Steve Laughlin, CHMM / CET
519 Hillcrest Lane
Lindenhurst, IL 60046
224-381-3943

9/24/2009