



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

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

SEP 3 2010

Mr. A B Eargood  
Brenntag Mid-South, Inc  
1405 Highway 136 West  
Henderson, KY 42420

Ref. No.: 10-0150

Dear Mr. Eargood:

This is in response to your July 13, 2010, letter regarding the identification number marking and placarding requirements under the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180), for a motor vehicle transporting non-bulk packages containing Chlorine, 2.3, UN 1017.

According to your letter, your company was cited for a violation of § 172.505(a). According to the citation, you are required to display on the transport vehicle the Poison Inhalation Hazard placard with the words "Inhalation Hazard" across the center of the placard and the hazard class at the bottom. It is your company's practice to display the POISON GAS placard as shown in § 172.540 with the UN identification number 1017 across the center and Class 2 at the bottom when transporting chlorine. Additionally you state the chlorine cylinders on the transport vehicle display an INHALATION HAZARD label.

The POISON GAS placard for Division 2.3 materials as displayed in § 172.540 is the correct placard to be displayed when transporting a poison gas such as Chlorine. The text "Inhalation Hazard" shown on the placard is optional; therefore, the UN identification number may be placed across the center of the Class 2 POISON GAS placard to satisfy the UN identification number marking requirement. An additional placard with the words "Inhalation Hazard" across the center is not required.

I hope this information is helpful. If you have further questions, please contact this office.

Sincerely,

Ben Supko  
Acting Chief, Standards Development  
Office of Hazardous Materials Standards

**BRENNTAG**

Leary  
§172.101  
§172.505.  
Placarding  
10-0150

Brenntag Mid-South, Inc.

U.S. DEPARTMENT OF TRANSPORTATION  
PIPELINE & HAZARDOUS MATERIALS SAFETY ADMINISTRATION  
1200 NEW JERSEY AVENUE SE  
WASHINGTON, DC 20590  
JOHN GALE, DIRECTOR

DEAR SIR,

I need a letter of clarification addressing the question of the proper placard for transporting chlorine 2.3, UN 1017.

We were recently cited from violation of section code 172.505(a) NO placard for poison inhalation hazard. A copy of the report is attached.

We use a placard with the 1017 preprinted with the skull and cross bones at the top and class 2 at the bottom. The chlorine cylinders are tagged with a INHALATION HAZARD label.

Do we need to also display an INHALATION HAZARD placard?

July 13, 2010

THANK YOU  
  
A B EARGOOD

A B EARGOOD  
Brenntag Mid-South, Inc.  
1405 HWY 136 West  
Henderson, Ky 42420  
beargood@brenntag.com  
270-830-1318  
270-830-1396 fax

Brenntag Mid-South, Inc.  
1405 Highway 136 West  
P.O. Box 20  
Henderson, KY 42419-0020

**Brenntag Mid-South, Inc.**

THIS IS THE PLACARD WE DISPLAY ON FOUR SIDES OF A VAN  
WHEN TRANSPORTING CHLORINE CYLINDERS.



**Brenntag Mid-South, Inc.**  
1405 Highway 136 West  
P.O. Box 20  
Henderson, KY 42419-0020

# DRIVER/VEHICLE EXAMINATION REPORT



Indiana State Police  
 Commercial Vehicle Enforcement  
 5252 Decatur Blvd., Suite J  
 Indianapolis, IN 46241  
 Phone: (317)615-7373 Fax: (317)521-2353

Report Number: IN7751001751  
 Inspection Date: 06/30/2010  
 Start Time: 07:07 AM End Time: 07:52 AM  
 Inspection Level: II - Walk-Around  
 HM Inspection Type: Both Bulk & Non-Bulk

BRENNTAG MID-SOUTH INC  
 PO BOX 20  
 HENDERSON, KY 42419  
 USDOT#: 00257819 Phone#: (270)830-1222  
 MC/MX#: 278482 Fax#: \_\_\_\_\_  
 State#: \_\_\_\_\_

Driver: WILLIAM, JONES A  
 License#: J95525578 State: KY  
 Date of Birth: 04/18/1957  
 CoDriver: \_\_\_\_\_  
 License#: \_\_\_\_\_ State: \_\_\_\_\_  
 Date of Birth: \_\_\_\_\_

Location: US41NB@12MM  
 Highway: US41  
 County: VANDERBURGH, IN

MilePost: 12 Shipper: BRENNTAG  
 Origin: HENDERSON, KY Bill of Lading: 519702-00  
 Destination: PRINCETON, IN Cargo: UN1017 CHLORINE 2 3 8 5.1

### VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	Plate #	Company #	VIN	GVWR	CVSA #	CVSA Issued #	OOS Sticker
1	TT	INTL	2003	KY	9MZ729		2HSCBAXR53C058787	52,000			
2	ST	GDAN	2010	KY	38185T		1GRAA7023AB704040				

**BRAKE ADJUSTMENTS** No Brake Measurements Required For Level 2

### VIOLATIONS

Section Code	Type	Unit	OOS	Citation #	Verify	Crash	Violations Discovered
172.505(a)	F	1	Y	WARNING	U	N	No placard for poison inhalation hazard

HazMat: 2 3 Zone B, 3 Flammable, 6 1 (Poison)

Placard: Yes Cargo Tank:

Special Checks: No Data for Special Checks

### State Information:

DUTY STATUS: RD; CDL Checked: YES; Pre-Pass Carrier? NO;

Pursuant to Title 49 CFR-396 9(c) "Under penalty of law, NO VEHICLE may be driven, nor may any driver drive a vehicle that has been placed out-of-service until all out-of-service violation have been corrected". Vehicle OOS at:

I certify that all requirements of the "out-of-service" violations on this inspection report have been fulfilled in accordance with Title 49 CFR-395 13 and/or 396 9  
 Signature Of Repairer X: Walter A Jones Facility: SCENP Date: 6.30.10

IN ACCORDANCE WITH 49 CFR-396 9(d) SHOULD ANY VIOLATIONS BE NOTED, COMPLETE THIS CERTIFICATION AND RETURN TO THE POLICE AGENCY ABOVE WITHIN FIFTEEN (15) DAYS. BY DOING SO, YOU VERIFY AND ACKNOWLEDGE ALL NOTED VIOLATIONS AND THE COMPLETION OF EFFECTIVE CORRECTIVE MEASURES

Signature Of Motor Carrier X: \_\_\_\_\_ Title: \_\_\_\_\_ Date: \_\_\_\_\_

COPY OF OOS CITATION

Report Prepared By:  
TRP TUBBS

Badge #  
7751

Copy Received By  
JONES WILLIAM

Page 1 of 4

Walter A Jones 7751

x Walter A Jones



IN7751001751