



U.S. Department
of Transportation

**Pipeline and Hazardous
Materials Safety
Administration**

1200 New Jersey Avenue SE
Washington, DC 20590

MAR 30 2012

Mr. Tom Ziebell
Sr. Hazmat Editor
J. J. Keller & Associates, Inc.
3003 Breezewood Lane
P. O. Box 368
Neenah, WI 540957—0368\

Ref. No.: 12-0055

Dear Mr. Ziebell:

This responds to your e-mail regarding identification number (ID) displays on portable tanks under the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180). In your follow-up e-mail, you stated that the regulations do not appear to address transport vehicle or container marking requirements when they contain bulk packagings marked in accordance with § 172.336(d). Specifically, you ask for clarification of the marking requirements for a portable tank that is labeled and marked in accordance with § 172.514(c) and § 172.336(d).

The exceptions in § 172.336(d) and § 172.514(c) provide no relief from marking the transport vehicle. The transport vehicle must be marked in accordance with § 172.326(c) if the ID number markings required by § 172.302(a) are not visible. If you choose to use the package marking and labeling exceptions in § 172.336(d) and § 172.514(c), the transport vehicle must be marked in accordance with § 172.302(a).

I hope this information is helpful.

Sincerely,

Ben Supko
Acting Chief, Standards Development Branch
Standards and Rulemaking Division

Engrum
§172.301(a)(1)
§172.336(d)

Drakeford, Carolyn (PHMSA)

From: Billings, Delmer (PHMSA)
Sent: Thursday, February 16, 2012 1:47 PM
To: Drakeford, Carolyn (PHMSA)
Cc: Betts, Charles (PHMSA); Engrum, Helen (PHMSA)
Subject: FW: ID number display

Marking
12-0055

Carolyn,

Please log this in for response and assign to Helen.

Thanks.

Del

From: Ziebell, Thomas (Tom) J [<mailto:TZiebell@jkkeller.com>]
Sent: Friday, February 10, 2012 4:05 PM
To: Billings, Delmer (PHMSA)
Cc: Betts, Charles (PHMSA)
Subject: ID number display

Hi Del,

I could not find an interpretation addressing the following. I hope you can provide an interpretation.

When portable tanks are labeled and marked as allowed by 172.514(c) and 172.336(d) and transported on a transport vehicle, what are the marking requirements for the transport vehicle? Are there marking requirements for the transport vehicle? Is the ID number required to be displayed on each end and each side of the vehicle?

Paragraph 172.326(c)(1) says that if the portable tank ID markings required by 172.302(a) [ID numbers on orange panels, placards, or white square-on-point] are not visible, a transport vehicle must be marked on each end and each side with the ID number. However, the portable tanks marked as allowed by 172.336(d) would not be marked as specified by 172.302(a). I could not find any regulation requiring a transport vehicle, transporting a portable tank marked in accordance with 172.336(d) or 172.301(a)(1), to be marked on each end and each side the ID number.

It appears that the transport vehicle would not be required to display the ID number on each end and each side. Is this correct? This does not seem consistent with the intent of the regulations.

Thanks for your help.

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