



OHM Newsletter

Office of Hazardous Materials

DEPARTMENT OF TRANSPORTATION / OFFICE OF THE SECRETARY / WASHINGTON, D.C. 20590

VOL. IV Number 31

April 1974

NOTICES AND AMENDMENTS PUBLISHED DURING MARCH

HM-115; Notice No. 74-3 (39 F.R. 7950 - 3/1/74). This notice of proposed rule making proposes to provide for the transportation of cryogenic liquids in certain packagings and to authorize a new DOT specification MC 338 for a cargo tank constructed for use in transporting certain cryogenic liquids. Comment period closes June 18, 1974.

The closing date for filing comments in the following dockets falls on May 28, 1974:

HM-90; 74-2 Bottom Outlets on Flammable Compressed Gas Tank Cars

HM-103; 73-10 Hazard Information System and Miscellaneous Proposals

HM-112; 73-9 Consolidation of Hazardous Materials Regulations and Miscellaneous Proposals

Notice of Special Permits issued or denied during March 1974 (39 F.R. 12910 - 4/9/74).

COMPANY PENALIZED FOR IMPROPER ACID SHIPMENT

Georgia-Pacific Corporation pleaded guilty to 30 of the 73 counts in an indictment that charged the company with shipping 93 per cent sulfuric acid in railroad cars not qualified for that purpose.

The indictment charged violation of the Federal Hazardous Materials Act. The tank cars, normally employed for caustic soda, are not subject to the same testing requirements as those for sulfuric acid, and have some exposed piping that makes them more vulnerable in a derailment.

On February 22, the U.S. District Court in Seattle fined the Company \$15,000.

ATTENTION: COMMENTERS ON DOCKETS HM-102 AND HM-112

In order to facilitate proper review and evaluation of the written comments filed with the Secretary of the Hazardous Materials Regulations Board on Dockets HM-103 and HM-112, commenters should submit their comments in the manner specified in the Federal Register at pages 3162 and 3167 (right hand columns). Submissions in the same manner on all rule-making actions would be of help to the Board and assure better understanding of purpose and intent of comments.

CHART #4 -- NEWLY AUTHORIZED HAZARDOUS MATERIALS WARNING LABELS

If you are interested in large quantities of Chart #4, they are available from this Office at \$5.00 per hundred. Single and small multiple copy orders are still available free of charge.

Checks must be made payable to "U.S. Department of Transportation" and enclosed with request.

AEC PUBLICATION AVAILABLE

The U.S. Atomic Energy Commission has updated its "Directory of Packagings for Transportation of Radioactive Materials," WASH-1279. The directory was prepared by the AEC's Transportation Branch in the Division of Waste Management and Transportation. Its purpose is to offer shippers a chance to avail themselves of existing packagings, rather than go through expensive design, approval, and construction of new packagings. The directory is indexed by AEC approval number (old DOT Special Permit number) shield thickness, cavity size, and common name.

The directory is for sale at the Government Printing Office, Superintendent of Documents, Washington, D. C. 20402, at a cost of \$2.60 per copy.

SEE SECTIONS 171.15 AND 171.16 OF TITLE 49 FOR REPORTING OF HAZARDOUS MATERIALS INCIDENTS

During the past 3 years, only 725 carriers have submitted hazardous materials incidents reports. Since there are several thousand carriers who may be transporting hazardous materials, a better understanding of the reporting requirements must become more widespread.

A written report, on DOT Form F5800.1, is required when there is any unintentional release of hazardous materials during transportation. Where death, injury, or property damage exceeding \$50,000 is involved, an immediate report (by telephone) is also required, but regardless of that immediate report, the written report on Form F5800.1 must be submitted if there is any unintentional release of hazardous materials.

The requirements covering reporting of Hazardous Materials Incidents are set forth in sections 171.15 and 171.16 of the Hazardous Materials Regulations (CFR Title 49, Parts 100-199).

REQUEST FOR DATA CONCERNING CLASSIFICATION AND TRANSPORTATION OF PRODUCTS

Information data received by this Office in response to our request in the OHM Newsletter of February 1973 has been most helpful. We would now appreciate receiving any tabulations of data or documentation concerning classification and transportation of products, whether regulated or unregulated, as determined by tests specified by the amended definitions in sections 173.115 and 173.240 of the Hazardous Materials Regulations.

New product bulletins or other relevant information should be addressed to:

Department of Transportation
Office of Hazardous Materials
Washington, D. C. 20590

A FINE OF \$400.00 IMPOSED
FOR VIOLATION OF HAZARDOUS MATERIALS REGULATIONS

On October 26, 1973, Jimmy Lewis Cooper, driver for Baggett Transportation Company of Birmingham, Alabama, was fined \$400.00 for violation of the Hazardous Materials Regulations.

Appearing before U.S. District Judge R. Macey Taylor, defendant entered a guilty plea to a 4-count Information charging failing to attend at all times a vehicle containing Class A Explosives in violation of 49 CFR 397.5; parking a vehicle containing Class A Explosives within 5 feet of the traveled portion of a street or highway in violation of 49 CFR 397.7 (a)(1); parking a vehicle containing Class A Explosives within 300 feet of dwellings, buildings, and places where people congregate, work, or assemble in violation of 49 CFR 397.7(a)(3), and operating a vehicle containing Class A Explosives over a route through or near heavily populated areas, places where crowds assemble and over narrow streets in violation of 49 CFR 397.9(a).

Judge Taylor ordered the fine to be paid.

A FINE OF \$6500.00 IMPOSED
FOR VIOLATION OF HAZARDOUS MATERIALS REGULATIONS

On March 6, 1974, Ireco Chemicals Company of West Jordan, Utah was fined \$6500.00 for violation of the Motor Carrier Safety and Hazardous Materials Regulations.

Ireco Chemicals Company appeared with counsel before Chief Judge W. W. Ritter and entered a plea of guilty to an Information charging failing to maintain driver qualification file including medical examiner's certificate, in violation of 49 CFR 391.51(b)(1); failing to maintain driver qualification file including driver's road test certificate, in violation of 49 CFR 391.51(c)(4); failing to maintain driver qualification file including written test certification, in violation of 49 CFR 391.51(c)(5); failing to require driver to prepare daily vehicle condition report, in violation of 49 CFR 396.7, and failing to require driver to have in his possession a shipping paper properly describing shipment of hazardous materials, in violation of 49 CFR 177.817(c).

REMINDER --
SAN FRANCISCO AND DENVER SEMINARS

This is a reminder of the two one-day Seminars on Transportation of Hazardous Materials and Hazardous Materials Packaging to be conducted on May 22 and May 23, 1974 at San Francisco, and on June 19 and June 20, 1974 at Denver.

The first day of each Seminar will be conducted by air carrier, freight forwarder, and DOT personnel. The general requirements for the preparation and transportation of hazardous materials by air will be covered.

The second day will be a continuation of a series of Hazardous Materials Packaging Seminars previously announced.

If you have any questions, please contact the coordinators listed below:

<u>Location and Date</u>	<u>Contact</u>
Airport Marina Hotel San Francisco, California May 22 and 23, 1974	Ms. Sandy Marr c/o United Airlines Cargo Terminal San Francisco Airport San Francisco, California 94128 TELEPHONE: (415) 876-3302

Holiday Inn Airport Denver, Colorado June 19 and 20, 1974	Mr. Andrew O. Davis DOT/FAA Park Hill Station Post Office Box 7213 Denver, Colorado 80207 TELEPHONE: (303) 837-4459
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Registration

A registration fee of \$15.00 per day (payable in advance) will be charged for the San Francisco Seminars. This fee covers lunch, coffee, and handout material. Make check payable to "Air Cargo Association" and enclose with registration blank.

A registration fee of \$1.25 per day (payable at the door) will be charged for the Denver Seminars. This fee covers coffee and handout material only.

Pre-registration for these Seminars is necessary as attendance will be limited. See following registration blank.

Please complete the following registration form and mail to the contact person in the city you select:

REGISTRATION FORM

Name _____ Job Function _____

Employer _____

Address _____
(Street) _____ (City) _____

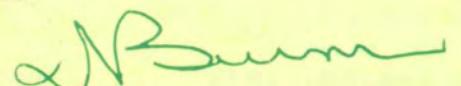
_____ (State) _____ (Zip Code) _____ (Telephone No.)

Enclosed is \$ _____ for _____ registration(s)* for the Hazardous Materials Seminar in:

San Francisco, May 22 _____ May 23 _____ (enclose check)

Denver, June 19 _____ June 20 _____ (payable at door)

*Form must be completed for each registrant.



W. J. Burns
Director
Office of Hazardous Materials

The Secretary of Transportation has determined that publication of this periodical is necessary in the transaction of the public business required by law of this Department. Use of funds for printing this periodical has been approved by the Director of the Office of Management and Budget through November 30, 1976.

DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
Washington, D.C. 20590

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