

How to Comply with Federal Hazardous Materials Regulations

The regulations are intended to protect you, those around you and the environment. They tell shippers how to package the materials safely and drivers how to load, transport and unload the material. These are called **"containment rules."**

The intent of **the regulations** **contain the material, communicate the risk, and assure safe drivers and equipment.**

Inspect your vehicle before and during each trip. Law enforcement officers may stop and inspect your vehicle. When stopped, they may check your shipping papers, vehicle placards, the hazardous materials endorsement on your driver's license and your knowledge of hazardous materials.

Hazardous materials include explosives, various types of gas, solids, flammable and combustible liquid, and other materials. Because of the risks involved and the potential consequences these risks impose, the handling of hazardous materials is very heavily regulated by all levels of government.

The Secretary of the Department of Transportation receives the authority to regulate the transportation of hazardous materials from the Hazardous Materials Transportation Act (HMTA).

The definition of HAZARDOUS MATERIALS includes those materials designated by **the Secretary of the Department of Transportation** as posing an **unreasonable threat to the public and the environment.**

Contractors are fully subject to the requirements of the Federal hazardous materials transportation law.

A Hazardous Materials Safety Permit (HMSP) is required to transport any of the following materials:

1. A highway route-controlled quantity of a Class 7 (radioactive) material;
2. More than 55 pounds of a Division 1.1, 1.2, or 1.3 (explosive) material or an amount of a Division 1.5 (explosive) material requiring placarding under 49 CFR 172;
3. More than 1.08 quarts per package of a "material poisonous by inhalation," that meets the criteria for "hazard zone A";
4. A "material poisonous by inhalation," that meets the criteria for "hazard zone B," in a bulk packaging (capacity greater than 119 gallons);
5. A "material poisonous by inhalation," that meets the criteria for "hazard zone C," or "hazard zone D," in a packaging having a capacity equal to or greater than 3,500 gallons; or
6. A shipment of compressed or refrigerated liquefied methane or liquefied natural gas, or other liquefied gas with a methane content of at least 85 percent, in a bulk packaging having a capacity equal to or greater than 3,500 gallons.

PENALTIES PER VIOLATION:

CRIMINAL -- INDIVIDUAL -- **\$250,000.00** (and includes provision for imprisonment for not more than 5 years.)

HAZARDOUS MATERIALS **SHIPPER RESPONSIBILITIES**

The only **exceptions** are when a shipper is a **private carrier transporting their own product.**

*** DETERMINE WHETHER A MATERIAL MEETS THE DEFINITION OF A "HAZARDOUS MATERIAL"**

*** PROPER SHIPPING NAME**

*** CLASS/DIVISION**

*** IDENTIFICATION NUMBER**

*** HAZARD WARNING LABEL**

*** PACKAGING**

*** MARKING**

*** EMPLOYEE TRAINING**

*** SHIPPING PAPERS**

*** EMERGENCY RESPONSE INFORMATION**

*** EMERGENCY RESPONSE TELEPHONE NUMBER**

*** CERTIFICATION**

*** COMPATIBILITY**

*** BLOCKING AND BRACING**

*** PLACARDING**

*** SECURITY PLAN**

*** INCIDENT REPORTING**

Of all the *shippers'* (offerors') responsibilities, the requirement to properly classify a hazardous material is very important. It is from the proper identification of the hazardous materials that the other requirements are based on. Shippers may put the **label on a tag** securely attached to the package. For example, compressed gas cylinders that will not hold a label will have **tags or decals.**

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