



U.S. Department
of Transportation

Research and
Special Programs
Administration

400 Seventh Street, S.W.
Washington, D.C. 20590

MAR 29 2004

DOT-E 7928
(FIFTH REVISION)

EXPIRATION DATE: February 28, 2006

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: The State of Alaska
Department of Transportation &
Public Facilities
Juneau, AK
2. PURPOSE AND LIMITATION:
 - a. This exemption authorizes the transportation in commerce of certain hazardous materials subject to the limitations and special requirements specified herein. This exemption provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein.
 - b. The safety analyses performed in development of this exemption only considered the hazards and risks associated with transportation in commerce.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 172.101 entry indicated by the letter "B" in Column (10A), except as specified herein.
5. BASIS: This exemption is based on the application of The State of Alaska, Department of Transportation and Public Facilities dated March 15, 2004, submitted in accordance with § 107.109.

6. HAZARDOUS MATERIALS (49 CFR § 172.101):**MAR 29 2004**

Proper Shipping Name/ Hazardous Materials Description	Hazard Class/ Division	Identi- fication Number	Packing Group
Hazardous materials authorized to be stowed "on deck" and "under deck" on cargo vessels and "on deck" on passenger vessels (indicated by the letter "B" in Column(10A) of § 172.101.	N/A	N/A	N/A

7. SAFETY CONTROL MEASURES: Packaging and stowage prescribed are as follows:

- a. Hazardous materials authorized by this exemption must be packaged in accordance with requirements prescribed in 49 CFR Part 173.
- b. Stowage is authorized on the vehicle deck of passenger vessels.
- c. Solid hazardous materials authorized by this exemption are limited to a maximum net weight of 65 pounds per outside package.
- d. The hazardous materials must be stowed on roll-on, roll-off transport vehicles.
- e. The aggregate net weight of hazardous materials per transport vehicle is limited to a 1000 pounds maximum.
- f. Carriage is limited to the Alaska Marine Highway System vessel M/V AURORA, M/V COLUMBIA, M/V KENICOTT, M/V LeCONTE, M/V MALASPINA, M/V MATANUSKA, M/V TAKU, M/V FAIRWEATHER, and M/V TUSTUMENA.

8. SPECIAL PROVISIONS:

- a. Each transport vehicle containing hazardous materials must be stowed in a manner that it is easily accessible to firefighting personnel and their equipment.

b. "No Smoking" signs must be posted on the vehicle decks.

c. An hourly patrol of the vehicle decks must be made by a watchman. Any unusual or dangerous situation that may affect the activities covered by this exemption must be reported promptly to the vessel's master.

d. No passenger may be allowed on the vehicle deck during the voyage unless accompanied by the watchman or a responsible member of the crew.

9. MODES OF TRANSPORTATION AUTHORIZED: Passenger vessel.

10. MODAL REQUIREMENTS: A current copy of this exemption must be carried aboard each vessel used to transport packages covered by this exemption.

11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this exemption and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:

- o All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
- o Persons operating under the terms of this exemption must comply with the security plan requirement in Subpart I of Part 172 of the HMR, when applicable.
- o Registration required by § 107.601 et seq., when applicable.

Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this exemption must receive training on the requirements and conditions of this exemption in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this exemption, including display of its number, when the exemption has expired or is otherwise no longer in effect.

12. REPORTING REQUIREMENTS: The carrier is required to report any incident involving loss of packaging contents or packaging failure to the Associate Administrator for Hazardous Materials Safety (AAHMS) as soon as practicable. (Sections 171.15 and 171.16 apply to any activity undertaken

under the authority of this exemption.) In addition, the holder(s) of this exemption must inform the AAHMS, in writing, of any incident involving the package and shipments made under the terms of this exemption.

Issued in Washington, D.C.:

Robert A. McGuire

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Robert A. McGuire
Associate Administrator for
Hazardous Materials Safety

MAR 29 2004

(DATE)

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Research and Special Programs Administration, Department of Transportation, Washington, D.C. 20590.
Attention: DHM-31.

Copies of this exemption may be obtained by accessing the Hazardous Materials Safety Homepage at <http://hazmat.dot.gov/exemptions> Photo reproductions and legible reductions of this exemption are permitted. Any alteration of this exemption is prohibited.

PO: AM