



U.S. Department  
of Transportation  
**Research and  
Special Programs  
Administration**

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

OCT 7 2003

DOT-E 12009  
(FIFTH REVISION)

EXPIRATION DATE: August 31, 2005

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: United States Drug Enforcement Administration  
(DEA)  
Washington, D.C.

(See Appendix A for a list of additional grantees)

2. PURPOSE AND LIMITATION:

- a. This exemption authorizes the transportation in commerce of anhydrous ammonia in DOT specification cylinders, which are not authorized by the Hazardous Materials Regulations (HMR) for the shipment of anhydrous ammonia. The cylinders are being shipped to a disposal facility. This exemption provides no relief from the Hazardous Materials Regulations 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 § 173.304a(a)(2), in that the DOT specification packaging used is not authorized except as specified herein; and/or the filling density may be exceeded.
5. BASIS: This exemption is based on the application of DEA dated September 26, 2003, submitted in accordance with § 107.109.

6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Hazardous Materials Description			
Proper Shipping Name	Hazard Class/ Division	Identification Number	Packing Group
Ammonia, anhydrous	2.2	UN1005	n/a

7. SAFETY CONTROL MEASURES:

- a. PACKAGING - Packagings prescribed are DOT specification cylinders containing anhydrous ammonia.
- b. Each cylinder must be inspected by DEA contractors and determined to be in adequate condition for transportation. Only non-leaking cylinders are authorized.
- c. Prior to transportation, each cylinder must be packed in ice and placed in an open-head drum with the top bung open.
- d. Transportation of the cylinders is authorized from clandestine drug laboratory sites to proper disposal facilities. Transportation is also authorized to DEA contractor facilities for temporary storage, however disposal must be carried out as soon as practicable.
- e. Transportation of the cylinders must be by private carrier only. During transportation, the packages must be monitored every 2 hours for leaks.
- f. Each cylinder must be equipped with a valve plug.

8. SPECIAL PROVISIONS: None as a requirement of this exemption.9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle.10. MODAL REQUIREMENTS: A current copy of this exemption must be carried aboard the motor vehicle 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 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 incidents involving the package and shipments made under the terms of this exemption.

Issued in Washington, D.C.:

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 Robert A. McGuire  
 Associate Administrator  
 for Hazardous Materials Safety

OCT 7 2003  
 \_\_\_\_\_  
 (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: sln

OCT 7 2003

The following are hereby granted party status to this exemption based on their application(s) submitted in accordance with § 107.107 or § 107.109, as appropriate:

Company Name City/State	Application Date	Issue Date	Expiration Date
Caldwell Environmental Associates, Inc. Noble, OK	Sep 24, 2003	OCT 7 2003	Aug 31, 2005
Clean Venture, Inc. Elizabeth, NJ	Sep 24, 2003	OCT 7 2003	Aug 31, 2005
Clean Harbors Environmental Services, Inc., Braintree, MA	Aug 20, 2003	OCT 7 2003	Aug 31, 2005
Envirosolve LLC Tulsa, OK	Sep 24, 2003	OCT 7 2003	Aug 31, 2005
Ferguson Harbour Inc. Hendersonville, TN	Sep 25, 2003	OCT 7 2003	8/31/05

*Robert A. McGuire*  
Robert A. McGuire  
Associate Administrator for  
Hazardous Materials Safety