



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

DOT-E 12609
(FIRST REVISION)

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

FEB 20 2003

EXPIRATION DATE: January 31, 2005

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: Department of Defense
Fort Eustis, Virginia
2. PURPOSE AND LIMITATION:
 - a. This exemption authorizes the transportation in commerce of a caustic alkali liquid (decontamination solution) in packages filled prior to October 1, 1991 meeting the Hazardous Materials Regulations (HMR) in effect on September 30, 1991. This exemption provides no relief from the 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 § 171.14(a)(1) in that a package, filled with a hazardous material prior to October 1, 1991 and conforms to the HMR in effect on September 30, 1991 is not authorized to be transported after October 1, 2001, except as specified herein and § 172.301(c) in that the exemption number does not need to be marked on each package.
5. BASIS: This exemption is based on the application of the Department of Defense dated February 13, 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
Caustic alkali liquid, n.o.s.	8	UN1719	II

FEB 20 2003

7. SAFETY CONTROL MEASURES:

a. PACKAGING - The prescribed packagings are:

(1) **1-1/3 quart can.** A combination package consisting of up to 12 cans with a capacity of 1-1/3 quarts each, in a fiberboard box, in a barrier bag and overpacked in a wooden box. Packages must conform to Military Specification MIL-P-51529 Packaging of Decontaminating Agent DS2 in 1-1/3 Quart Can and 5 Gallon Pail.

(2) **5-gallon pails.** Packages must conform to Military Specification MIL-P-51529 Packaging of Decontaminating Agent DS2 in 1-1/3 Quart Can and 5 Gallon Pail.

(3) **14 liter containers.** Packages must conform to Military Specification MIL-F-51531 Fluid Container, filled for M-13 Decontaminating Apparatus (14 liter)

b. OPERATIONAL CONTROLS -

(1) Packages must be palletized for shipment.

(2) Shipment must be made by contract carrier in exclusive use or by military carrier.

8. SPECIAL PROVISIONS:

a. The exemption number is not required to be marked on each package offered for transportation under the terms of this exemption.

b. A current copy of this exemption must be maintained at each facility where the package is offered for transportation.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle.

10. MODAL REQUIREMENTS: A current copy of this exemption must be carried aboard each 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:

FEB 20 2003

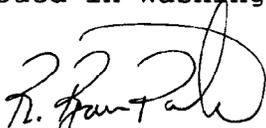
- o All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
- o Registration required by § 107.601 et seq., when applicable.

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 this 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
Associate Administrator for
Hazardous Materials Safety

FEB 20 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: DBurger/sln