

Reusable Industrial Packaging Association

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PHMSA's Vision and Mission

Vision

- The most innovative transportation safety organization in world.

Mission

- To protect people and the environment by advancing the safe transportation of energy and other hazardous material that are essential to our daily lives.



PHMSA Leadership



Administrator

**Howard "Skip"
Elliott**



**Deputy
Administrator**

Drue Pearce



Chief Counsel

Paul Roberti



**Director of
Governmental, Int'l
& Public Affairs**

Bobby Fraser



DOT Key Priorities

- Safety
- Infrastructure
- Innovation
- Accountability



Regulatory Reform Task Force

- Established to address the regulatory reform mandates under EO 13771
- Considers methods to accomplish DOT's primary safety objectives in less burdensome ways
- Facilitates the process by providing PHMSA and Senior DOT Leadership opportunities for policy engagement



PHMSA Current Regulatory Reform Efforts

- PHMSA is using a systematic (and program-specific) approach to addressing the regulatory reform mandates under EO's 13771, 13777, and 13783.
- PHMSA is reviewing:
 - Existing regulations
 - Petitions for rulemaking
 - Active rulemakings
 - Special permits
 - Input from stakeholders

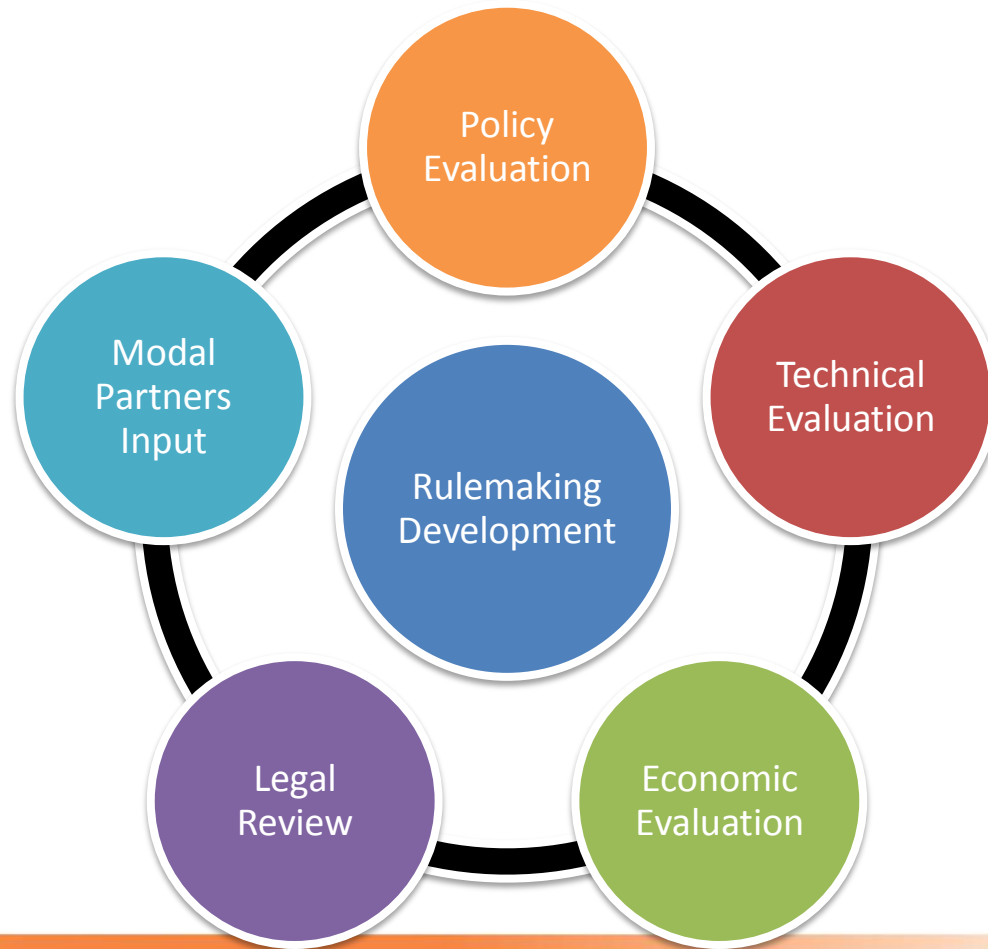


PHMSA Rulemaking Process

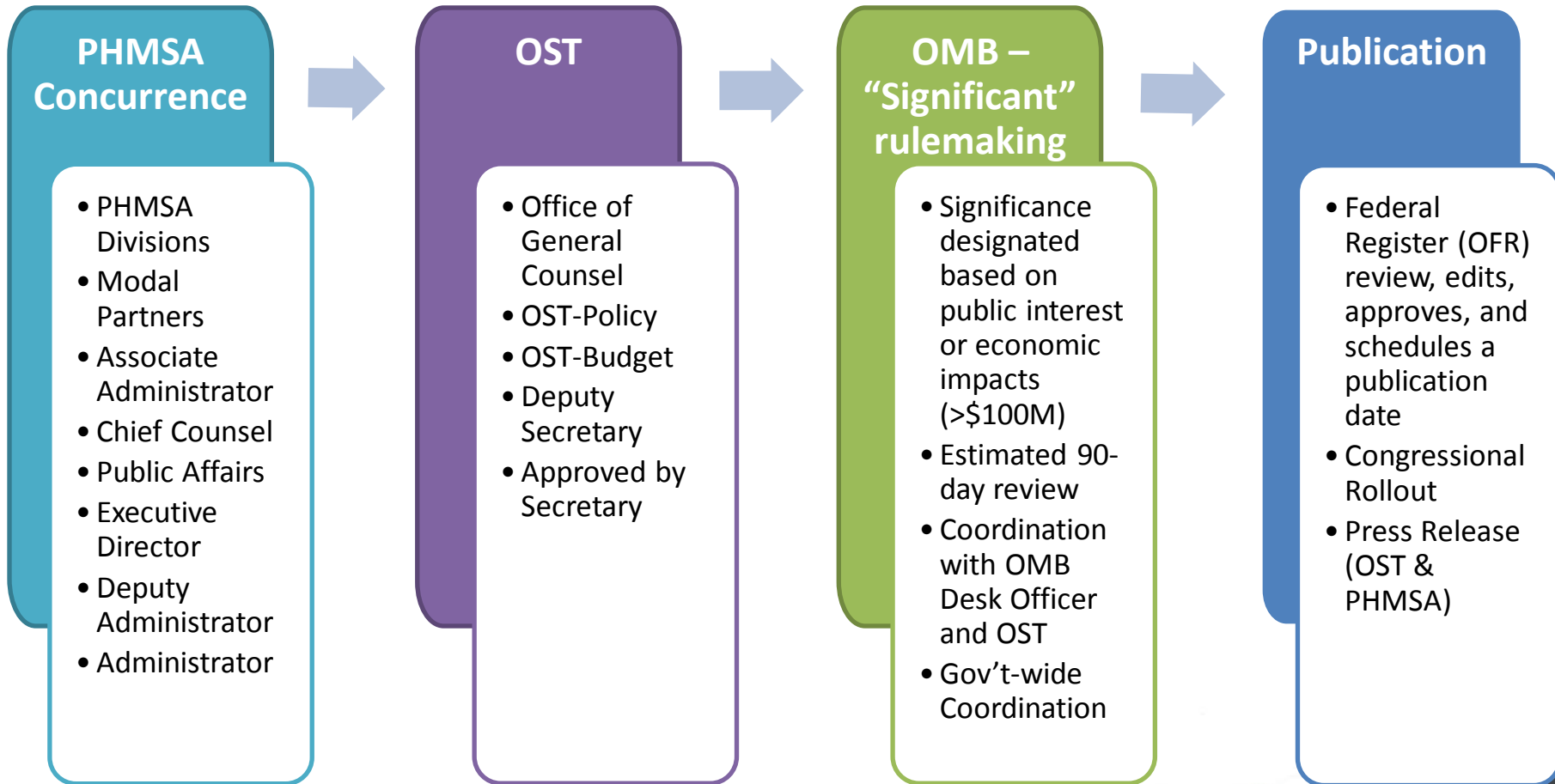
Drivers



PHMSA Rulemaking Process Development



PHMSA Rulemaking Process Coordination



PHMSA Open Rulemakings

Rule	Description	Rulemaking Status	Current Target
HM-219A	Miscellaneous Petitions (Final rule)	Published	N/A
HM-209A	Grants Revisions (Final rule)	Published	N/A
HM-251B	OSRPs and Info Sharing HHFTs (Final rule)	Published	N/A
HM-224I	Revised Lithium Battery Regulations (IFR)	Published Comment Period Closes 5/6	N/A
HM-219B	NPGA Cylinder Requalification (NPRM)	Formal Concurrence	Spring 2019
HM-219C	Adopt Deregulatory Petitions (NPRM)	Formal Concurrence	Spring 2019
HM-264	Liquefied Natural Gas by Rail (NPRM)	Formal Concurrence	Spring 2019
HM-234	DOT Specification Cylinders (Final rule)	Formal Concurrence	Summer 2019
HM-233G	Continued Special Permit Conversion (NPRM)	Formal Concurrence	Summer 2019
HM-2150	International Harmonization (Final Rule)	Drafting	Spring 2019
HM-241	ASME Code Section XII (Final rule)	Drafting	Summer 2019
HM-260A	Editorial Corrections (Final Rule)	Drafting	Summer 2019
HM-250A	Compatibility with IAEA Regulations (NPRM)	Drafting	Summer 2019
HM-265	Modal Regulatory Reform (NPRM)	Drafting	Fall 2019
HM-213E	Cargo Tank ID Numbers	TBD	TBD
HM-263	FAST Act Real-Time Train Consist	TBD	TBD
HM-251D	Vapor Pressure of Unrefined Petroleum	TBD	TBD



HM-219A: Adoption of Deregulatory Petitions

Purpose:

- Addressed 19 petitions for rulemaking that provided regulatory clarification, enhanced safety, or provided economic benefit with no reduction in the level of safety.

Status:

- The final rule published November 7, 2018.



HM-2150: International Harmonization

Purpose:

- Maintains alignment with international standards that will become effective as of January 1, 2019, and consequently facilitate the safe global trade of hazardous materials.

Status:

- The final rule is being drafted.
- Expected publication in Spring 2019.
- The NPRM published November 27, 2018; comment period closed January 28, 2019.



HM-219B: NPGA Cylinder Requalification

Purpose:

- Responds to a petition for rulemaking (P-1696) submitted by The National Propane Gas Association to amend the requalification intervals for certain DOT specification cylinders used in non-corrosive gas service.

Status:

- The NPRM is under review within the Department.
- Expected publication in Spring 2019.



HM-219C: Adoption of Deregulatory Petitions to Reduce Regulatory Burdens

Purpose:

- Responds to various petitions for rulemaking submitted to reduce regulatory burdens while maintaining or enhancing the existing level of safety.

Status:

- The NPRM is under review within the Department.
- Expected publication in Spring 2019.



HM-233G: Continued Special Permit Conversions

Purpose:

- Adopts provisions contained in certain widely-used or long-standing special permits that have an established safety record.
- PHMSA has also reviewed approvals and related petitions for adoption.
- Intended to provide wider access to the regulatory flexibility offered in special permits and eliminate the need for numerous renewal requests.

Status:

- The NPRM is under review within the Department.
- Expected publication in Summer 2019.



P-1618: IBC with Minimal Residue Exception

Background:

- Exception to offer and transport IBCs with a residue (0.3% of an IBC capacity) for certain hazardous classes without placarding or UN Identification Numbers.
- Proposes similar controls to the transportation of empty IBCs in Europe under ADR/RID.

Status:

- Petition was accepted by PHMSA on July 4, 2017.
- PHMSA is actively working to address this petition in an upcoming rulemaking.



P-1670: Small Amounts of Coating Materials Remaining on Steel Drums After Reconditioning

Background:

- Proposes to revise § 173.28(c)(1)(i), to specify that “Cleaning to base material of construction, with all former contents, internal and external corrosion *removed*, and any external coatings and labels *substantially removed*.”

Status:

- Petition was accepted by PHMSA on March 8, 2017.
- PHMSA is actively working to address this petition in an upcoming rulemaking.



P-1703: Allowance of Ultrasonic Sensing as Alternative Leakproofness Test

Background:

- Proposes to allow the use of ultrasonic sensing as an alternative leakproofness test method in 49 CFR part 178, appendix B.

Status:

- Petition was accepted by PHMSA on February 15, 2018.
- PHMSA is actively working to address this petition in an upcoming rulemaking.



Extending Retest Period for Certain Containers

Background:

- Comment submitted as a part of the 2017 OST Notice of Regulatory Reform
- Requested PHMSA extend the retest period for single non-bulk packagings and intermediate bulk containers from one-year to a minimum of every three years
 - IPANA requested every five years – Petition P-1713 currently under PHMSA evaluation

Status:

- PHMSA is actively working to determine next steps to address this comment



Letters of Clarification



Preparing for the Future of Transportation: Automated Vehicles 3.0





CHECK THE BOX

Is HazMatt hiding in your package?

Certain items like batteries and hairspray may seem harmless, but they can be toxic, corrosive, and even explosive if sent or handled inappropriately.



You can find a list of common hazardous materials at:
[ChecktheBox.dot.gov](https://www.checkthebox.dot.gov)

Remember to **CHECK THE BOX** and send **HazMatt** and his friends along safely!



Hazardous Materials Information Center

Have a question about transporting hazardous materials?



PHMSA's Hazardous Materials Information Center provides live, one-on-one assistance Monday through Friday from 9 a.m. to 5 p.m.

1-800-HMR-4922

1-800-467-4922

202-366-4488

infocntr@dot.gov



Questions?

