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SPECIAL BULLETIN 2025 – 04

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PHMSA SEEKS INPUT ON BURDENSOME REGULATION

On June 4, 2025, the Department of Transportation (DOT) issued an [Advance Notice of Proposed Rulemaking](#) (ANPRM) seeking public input on whether to repeal or amend any requirements in the Hazardous Materials Regulations (HMR), including related programs and procedures, that would eliminate undue burdens on the identification, development, and use of domestic energy resources and improve government efficiency. Comments are due by August 4, 2025.

The ANPRM, “Hazardous Materials: Mandatory Regulatory Reviews to Unleash American Energy and Improve Government Efficiency,” is part of a government-wide process initiated by the Trump Administration to revise, repeal or amend burdensome regulations that burden economic growth or hinder U.S. economic competitiveness, particularly in the energy sector.

PHMSA is seeking feedback from RIPA and other regulated industries on a range of issues, including:

- Regulations, guidance or Special Permits and Approvals that impose “significant burdens relative to minimal safety benefits” or which hinder technological innovations.
Example: PHMSA has yet to adopt into the regulations the use of ultrasonic testing for container production or reuse, despite its proven record as a safe test procedure.
- Special Permits or Approvals that have a proven safety record and should be incorporated into the Hazardous Materials Regulations (HMR).
Example: DOT-SP 16323 authorizes the use of new composite IBC bottles in IBC repair operations and has a proven safety record.
- Regulatory guidance or Letters of Interpretation that impose an unnecessary or undue burden on regulated entities.
- Regulations or other requirements that impose a disproportionate undue burden on small businesses.
Example: Mandatory annual retesting of packaging design types with proven safety records.

Over the next month, RIPA will be developing a list of issues that we believe meet both the letter and intent of the ANPRM. In the meantime, we seek the input of members to ensure our list is fully responsive to your needs. **To this end, we ask that you send to us your thoughts on**

issues that you believe should be part of our response to PHMSA. Don't be shy; this is a great opportunity to speak directly to government and express your concerns about possible overregulation.

Please email or call Paul or CL at the number/email below if you have something to say about overregulation!

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