



U.S. Department
of Transportation
**Pipeline and Hazardous
Materials Safety
Administration**

1200 New Jersey Ave., S.E.
Washington, DC 20590

OCT 31 2007

Mr. A. B. Eargood
Brenntag Mid-South, Inc.
1405 Hwy 136 West
P. O. Box 20
Henderson, Kentucky 42420

Ref. No. 07-0185

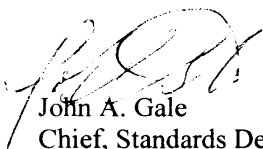
Dear Mr. Eargood:

This responds to your letter regarding the entry of additional information on a shipping paper for cargo tanks and tanks cars containing the residue of a hazardous material, in accordance with the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180). Specifically, you ask whether the shipping paper for an empty cargo tank or tank car that contains the residue of a hazardous material must be annotated with the words "Residue Last Contained".

The description on the shipping paper for a packaging, such as a cargo tank, containing the residue of a hazardous material may, but is not required to, include the phrase, "RESIDUE: Last Contained * * *" in association with the basic description of the hazardous material previously contained in the packaging (See § 172.203(e)(1)). However, the shipping paper description for a tank car containing the residue of a hazardous material must include the phrase, "RESIDUE: LAST CONTAINED * * *" before the basic description (§ 172.203(e)(2)).

I hope this satisfies your inquiry. If we can be of further assistance, please contact us.

Sincerely,



John A. Gale
Chief, Standards Development
Office of Hazardous Materials Standards



070185

172.203(e)

BRENNTAG

Engrum
§172.203(e)

Shipping Papers
07-0/85

Brenntag Mid-South, Inc.

DIRECTOR OF HAZARDOUS MATERIAL STANDARDS

DEAR SIR,

I AM WRITING TO REQUEST A CLARIFICATION TO A QUESTION CONCERNING TRANSPORTATION OF HAZARDOUS MATERIAL BY RAIL TANK CAR AND BY HIGHWAY CARGO TANK.

REGULATION 172.203(e)1&2.EMPTY PACKAGING. DOES(e)1 refer TO HIGHWAY CARGO TANKS AS (e)2 IS REFERRING TO TANK CARS.

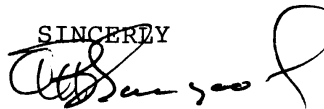
ARE WE REQUIRED TO NOTE ON SHIPPING PAPERS THE WORDS RESIDUE LAST CONTAINED WHEN PRODUCTS ARE DELIVERED BY HIGHWAY CARGO TANK?

DOES THIS REGULATION APPLY ONLY TO TANK CARS. OUR DRIVERS HAVE HAD CUSTOMERS TELL THEM THIS REGULATION APPLIES TO TANK CARS AND HIGHWAY CARGO TANKS.

PLEASE LET ME KNOW BY LETTER IF THIS REGULATIONS APPLIES TO CARGO TANKS

AUGUST 19,2007

SINCERLY



A B EARGOOD
REGULATORY & COMPLIANCE

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