



U.S. Department
of Transportation

**Research and
Special Programs
Administration**

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

AUG 4 1999

Mr. Mike He
Shao Chen
3805 Simone Gardens #2
Metairie, LA 70002

Ref. No. 99-0173


Dear Mr. He:

This is in response to your letter dated June 26, 1999, regarding applicability of the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180) to cigarette lighters containing no fuel.

A cigarette lighter, or other similar device, equipped with an ignition element and containing fuel may only be shipped if the design of the device and its inner packaging has been examined by a person who is approved by the Associate Administrator for Hazardous Materials Safety (AAHMS). In addition the device and its inner packaging must also be approved by the AAHMS. A cigarette lighter that contains no fuel or residue thereof and does not contain any other hazardous material is not subject to the HMR.

I hope this satisfies your request.

Sincerely,


John A. Gale
Transportation Regulations Specialist
Office of Hazardous Materials Standards



990173

1240 NI

Shao Chen
3805 Simone Gardens #2
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BAH
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99-0173

Fax

TO: Mr. Cris (DHM-10)	From: Mike He
Fax: 202-366-3012	Pages: 0 + coversheet
Phone: 202-366-4488	Date: June 21, 1999
Re:	CC:

Urgent
 For Review
 Please Comment
 Please Reply
 Please Recycle

Dear Mr. Cris:

We Plan to import some lighters without fuel into the USA. We have been told that they are not considered hazardous materials since there is no any fuel inside the lighters, and therefore they are not regulated by the Department of Transportation. However, our shipper really needs to make sure what we have been told is true and correct. At your earliest convenient, please provide us by your department a written confirmation which states lighters without fuel are not hazardous materials and they are not regulated by the Department of Transportation.

Your response is greatly appreciated.

Sincerely yours,

Mike He

