

October 23, 2006



U.S. Department
of Transportation

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

**Pipeline and Hazardous
Materials Safety Administration**

DOT-SP 12240
(FOURTH REVISION)

EXPIRATION DATE: September 30, 2010

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: Spence Air Service
Enterprise, Oregon
2. PURPOSE AND LIMITATION:
 - a. This special permit authorizes the transportation in commerce of propane, Division 2.1, in DOT specification cylinders aboard passenger-carrying aircraft, when other means of transportation are impractical or not available. This special permit provides no relief from the Hazardous Materials Regulation (HMR) other than as specifically stated herein.
 - b. The safety analyses performed in development of this special permit only considered the hazards and risks associated with transportation in commerce.
 - c. Party status will not be granted to this special permit.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR §§ 172.101 (Hazardous Materials Table, Column (9A); 175.75(a)(1); and 175.75(a)(2) in that the material listed in paragraph 6 is forbidden aboard a passenger-carrying aircraft except as specified herein.

5. BASIS: This special permit is based on the application of Spence Air Service dated October 4, 2007, 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
Propane <i>see also</i> Petroleum gases, liquefied	2.1	UN1978	N\A

7. SAFETY CONTROL MEASURES:

a. PACKAGING - Packagings prescribed are DOT specification 4BA, 4BW and 39 cylinders. Prior to loading the cylinders aboard the aircraft, the pilot must check the cylinders for possible leakage, ensure that the valves are closed tightly, and perform a visual check for cylinder integrity. The cylinders must be loaded and secured in a manner that will prevent movement during transportation.

b. OPERATIONAL CONTROLS - No more than 60 pounds net weight of propane may be transported aboard each aircraft.

c. This special permit authorizes the use of small passenger- carrying aircraft operating within or into a remote area in the United States to carry, in other than scheduled passenger operations, not more than 60 pounds net weight of propane if:

(1) Transportation by air is the only practical means of delivering the propane;

(2) Carriage is necessary to meet the needs of a passenger on the same aircraft;

(3) Each area or compartment in which the propane is loaded is suitably ventilated to prevent the accumulation of vapors.

- (4) Before each flight, the pilot-in-command:

 Informs each passenger of the location of the propane and the hazards involved; and
 Prohibits smoking, lighting matches, the carrying of any lighted cigar, pipe, cigarette, flame or the use of any device which may cause an open flame or spark during loading, unloading or in flight.

8. SPECIAL PROVISIONS:

a. No additional requirements other than as required by the HMR.

b. Packagings permanently marked 'DOT-E12240', prior to October 1, 2007 may continue to be used under this special permit for the remaining service life of the packaging or until the special permit is no longer valid. Packagings marked on or after October 1, 2007 must be marked 'DOT-SP 12240'.

c. Shipping papers displaying 'DOT-E 12240' may continue to be used until October 1, 2007, provided the special permit remains valid.

9. MODES OF TRANSPORTATION AUTHORIZED: Passenger-carrying aircraft.

10. MODAL REQUIREMENTS: A current copy of this special permit must be carried aboard each aircraft used to transport packages covered by this special permit. The shipper must furnish a current copy of this special permit to the air carrier before or at the time the shipment is tendered.

11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this special permit and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:

- o All terms and conditions prescribed in this special permit and the Hazardous Materials Regulations, 49 CFR Parts 171-180.

- o Persons operating under the terms of this special permit must comply with the security plan requirement in Subpart I of Part 172 of the HMR, when applicable.
- 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 special permit must receive training on the requirements and conditions of this special permit in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this special permit, including display of its number, when the special permit has expired or is otherwise no longer in effect.

Under Title VII of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU)- 'The Hazardous Materials Safety and Security Reauthorization Act of 2005' (Pub. L. 109-59), 119 Stat. 1144 (August 10, 2005), amended the Federal hazardous materials transportation law by changing the term 'exemption' to 'special permit' and authorizes a special permit to be granted up to two years for new special permits and up to four years for renewals.

12. REPORTING REQUIREMENTS: Shipments or operations conducted under this special permit are subject to the Hazardous Materials Incident Reporting requirements specified in 49 CFR §§ 171.15 - Immediate notice of certain hazardous materials incidents, and 171.16 - Detailed hazardous materials incident reports. In addition, the grantee(s) of this special permit must notify the Associate Administrator for Hazardous Materials Safety, in writing, of any incident involving a package, shipment or operation conducted under terms of this special permit.

Issued in Washington, D.C.:



for Robert A. McGuire
Associate Administrator
for Hazardous Materials Safety

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, Washington, D.C. 20590. Attention: PHH-31.

Copies of this special permit may be obtained by accessing the Hazardous Materials Safety Homepage at http://hazmat.dot.gov/sp_app/special_permits/spec_perm_index.htm Photo reproductions and legible reductions of this special permit are permitted. Any alteration of this special permit is prohibited.

PO: KFW/sln