



U.S. Department
of Transportation

**Pipeline and Hazardous
Materials Safety Administration**

SEP 20 2007

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

Captain Bruce Bugg
Georgia Department of Public Safety
Motor Carrier Compliance Division
P.O. Box 1456
Atlanta, GA 30371-1456

Ref. No. 07-0034

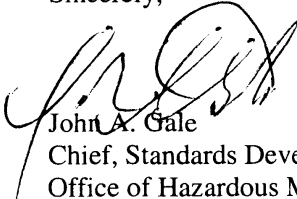
Dear Captain Bugg:

This responds to your February 12, 2007 letter requesting clarification on the applicability of § 172.328(d) of the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180). Specifically, you ask if this section applies to any cargo tank that is equipped with remote emergency closures, or only to specification cargo tanks that are required to have self-closing internal stop valves.

Section 172.328(d) requires that after October 3, 2005, each on-vehicle manually-activated remote shutoff device for closure of the internal self-closing stop valve must be identified by marking "Emergency Shutoff" in letters at least 0.75 inches in height, in a color that contrasts with its background, and located in an area immediately adjacent to the means of closure. This requirement applies to any cargo tank that is equipped with remote emergency closures. These cargo tanks include MC 330 and MC 331 specification cargo tanks under Part 180, Subpart E, as well as non specification cargo tanks carrying liquefied petroleum gas in accordance with provisions in § 173.315(k).

I hope this answers your inquiry.

Sincerely,



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



070034

172.328(d)
173.315(k)

Boothe
§ 172.328(d)
Cargo Tanks Markings
07-0034

Jarman, Erin <PHMSA>

From: O.Bruce Bugg [obbugg@gsp.net]
Sent: Monday, February 12, 2007 1:02 PM
To: INFOCNTR <PHMSA>
Subject: Request for clarification

This e-mail requests a written clarification of the applicability of 49 CFR §172.328(d):

"(d) After October 3, 2005, each on-vehicle manually-activated remote shutoff device for closure of the internal self-closing stop valve must be identified by marking "Emergency Shutoff" in letters at least 0.75 inches in height, in a color that contrasts with its background, and located in an area immediately adjacent to the means of closure."

Does this section apply to any cargo tanks which are equipped with remote emergency closures, or only to Specification Cargo Tanks which are required to have self-closing internal stop valves?

Capt. Bruce Bugg
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