



U.S. Department  
of Transportation

**Research and  
Special Programs  
Administration**

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

JUL \_ 8 1997

Ms. Jeanne Hourani  
Greenlites Lamp Recycling, Inc.  
Post Office Box 212  
665 Hull Road  
Mason, MI 48854

Dear Ms. Hourani:

This is in response to your letter dated June 16, 1997, regarding placarding exceptions under the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180). Specifically, you ask whether the gross weight of Class 9 materials must be included when determining a placarding exception for less than 1,001 pounds.

The answer is no. As provided by § 172.504(c)(1), placards are not required to be displayed on a transport vehicle containing an aggregate gross weight of less than 1,001 lbs. of non-bulk packages of materials covered by Table 2. Only materials that are covered by Table 2 and that require placarding are included in the aggregate gross weight. Although Class 9 is covered by Table 2, it does not require placarding. Section 172.504(f)(9) states that a Class 9 placard is not required for domestic transportation. Therefore, Class 9 materials are not included in the aggregate gross weight when determining the less than 1,001 lbs. exception.

I hope this information is helpful. If we can be of further assistance, please contact us.

Sincerely,

Delmer F. Billings  
Chief, Regulations Development  
Office of Hazardous Materials Standards

AP 1281  
8225

# GREENLITES LAMP RECYCLING, INC.

*George  
File 172.504  
SC 270,*

June 16, 1997

Diane Lavalle  
Transportation Specialist  
USDOT  
Washington, DC  
FAX: 202-366-8700

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Dear Ms. Lavalle:

Per our telephone conversation of this morning, I would like to confirm that when transporting Class 9 and other hazardous materials which require different placards, you do not need to count the weight of the Class 9 materials when determining if the hazardous materials equal 1,000 pound exemption. For example, if we were transporting 800 pounds of a Class 9 material and 800 pounds of a Class 8 material we would not need to placard the Class 8 material because it is less than 1,000 pounds. As discussed, we can reference 49 CFR 172.504 which indicates that Class 9 materials do not need placarding. As you pointed out, it is much like shipping Limited Quantities which also do not need to be included in the weight calculation.

We appreciate your help.

Best regards,

*Jeanne Hourani*

Jeanne Hourani

cc: Sgt. David Ford  
Joseph Holladay