

16:49-1.6 Assistance

(a) For general assistance and procedural questions in matters related to New Jersey’s Hazardous Materials Regulations, as adopted herein, contact:

Bureau of Ports, Terminals and Freight Services
 New Jersey Department of Transportation
 1035 Parkway Avenue
 PO Box 600
 Trenton, NJ 08625-0600
 (609) 530-8031

(b) For assistance in matters related to enforcement or interpretation of the Hazardous Materials Regulations, contact:

Office of Hazardous Materials Transportation,
 Compliance and Enforcement
 New Jersey Division of State Police
 Division Headquarters
 River Road
 P.O. Box 7068
 West Trenton, NJ 08628
 (609) 882-2000, extension 2582 or 2586

(c) Statements or opinions provided by the Bureau of Ports, Terminals and Freight Services or by the Division of State Police do not constitute legal advice.

Amended by R.1986 d.447, effective November 3, 1986.
 See: 18 N.J.R. 1791(a), 18 N.J.R. 2212(b).

Amended address.

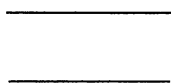
Amended by R.1989 d.101, effective February 21, 1989.
 See: 20 N.J.R. 3005(a), 21 N.J.R. 456(a).

Phone number changed.

Amended by R.1990 d.550, effective November 19, 1990.
 See: 22 N.J.R. 2676(a), 22 N.J.R. 3500(c).

Stylistic changes.

Amended by R.1995 d.74, effective February 6, 1995.
 See: 26 N.J.R. 4488(b), 27 N.J.R. 509(a).



SUBCHAPTER 2. ADOPTION OF PORTIONS OF TITLE 49, CODE OF FEDERAL REGULATIONS, BY REFERENCE, AND ADOPTION AND INCORPORATION, BY REFERENCE, OF FEDERAL MOTOR CARRIER SAFETY REGULATIONS WHEN ADOPTED, AMENDED, OR SUPPLEMENTED BY THE FHWA

16:49-2.1 Parts adopted by reference

(a) The New Jersey Department of Transportation, pursuant to N.J.S.A. 39:5B-25 et seq., hereby incorporates by

reference the following portions of Title 49 Transportation, Code of Federal Regulations, revised as of April 1, 1999. The parts adopted by reference are found in Chapter 1, referred to as “Research and Special Programs Administration, Department of Transportation.” These parts are detailed in the APPENDIX TO THE REGULATIONS REGARDING THE TRANSPORTATION OF HAZARDOUS MATERIALS. The portions adopted are summarized below.

1. Part 171—General Information, Regulations, and Definitions. (Sections 171.1, 171.4, 171.5, 171.6 and 171.20 are omitted from adoption herein; modifications are made to Sections 171.15 and 171.16).
2. Part 172—Hazardous Materials Table, Special Provisions, Hazardous Materials Communications, Emergency Response Information, and Training Requirements. (Modifications are made to Section 172.3.)
3. Part 173—Shippers—General Requirements for Shipments and Packagings (Section 173.32a is excluded from adoption herein).
4. Part 174—Carriage by Rail.
5. Part 177—Carriage by Public Highway.
6. Part 178—Specifications for Packagings.
7. Part 179—Specifications for Tank Cars. (Sections 179.3, 179.4, and 179.5 are excluded from adoption herein.)
8. Part 180—Continuing Qualification and Maintenance of Packagings.

(b) The Parts and Appendices of the Federal Motor Carrier Safety Regulations and all supplements and amendments thereto, adopted as a final rule action by the Federal Highway Administration, United States Department of Transportation, and adopted and incorporated by reference herein by the Department, are summarized below.

1. Part 382—Controlled Substances and Alcohol Use Testing.
2. Part 390—Federal Motor Carrier Safety Regulations: General.
3. Part 391—Qualification of Drivers.
4. Part 392—Driving of Commercial Motor Vehicles.
5. Part 393—Parts and Accessories Necessary for Safe Operation.
6. Part 394—(Removed and Reserved).
7. Part 395—Hours of Service of Drivers.
8. Part 396—Inspection, Repair, and Maintenance.
9. Part 397—Transportation of Hazardous Materials; Driving and Parking Rules.
10. Part 177—Carriage by Public Highway.

11. Part 178—Specifications for Packagings.
12. Part 179—Specifications for Tank Cars.
13. Part 180—Continuing Qualification and Maintenance of Packagings.

(c) Supplements and amendments to the Federal Motor Carrier Safety Regulations, Appendices to the Federal Motor Carrier Safety Regulations, and the Federal Hazardous Materials Regulations, which have been adopted as a final rule action by the Federal Highway Administration and become effective after April 1, 1999, are not listed in the appendix to this chapter. Those supplements and amendments are, pursuant to the above, adopted and incorporated by reference herein as if set forth in full. The full text of such supplements and amendments can be found by examining the Federal Register published after the above noted date. See also N.J.A.C. 16:49-1.5, Document availability, and N.J.A.C. 16:49-1.6, Assistance.

Amended by R.1986 d.447, effective November 3, 1986.

See: 18 N.J.R. 1791(a), 18 N.J.R. 2212(b).

Amended by R.1989 d.101, effective February 21, 1989.

See: 20 N.J.R. 3005(a), 21 N.J.R. 456(a).

Date changed from November 1, 1985 to October 1, 1987; deleted text in (a)3 "modifications are made . . ."; and in (a)5 "(Section 177.825(a), . . .".

Amended by R.1990 d.550, effective November 19, 1990.

See: 22 N.J.R. 2676(a), 22 N.J.R. 3500(c).

Part 180 added at (a)8.

Amended by R.1993 d.235, effective June 7, 1993.

See: 25 N.J.R. 1065(a), 25 N.J.R. 2497(a).

Amended by R.1995 d.74, effective February 6, 1995.

See: 26 N.J.R. 4488(b), 27 N.J.R. 509(a).

Amended by R.2000 d.7, effective January 3, 2000.

See: 31 N.J.R. 2692(a), 32 N.J.R. 102(a).

In (a), changed date in the introductory paragraph; in (b), changed Part references in 1, 4 and 11; and in (c), inserted a reference to the Federal Hazardous Materials Regulations and changed date in the first sentence.

APPENDIX TO THE REGULATIONS REGARDING THE TRANSPORTATION OF HAZARDOUS MATERIALS

This Appendix to the Regulations Regarding the Transportation of Hazardous Materials details the adopted portions of Title 49, C.F.R., by section. All sections are listed by number and title to identify content for the reader. Detailed modifications are stated within the appropriate section.

CHAPTER 1 RESEARCH AND SPECIAL PROGRAMS ADMINISTRATION, U.S. DEPARTMENT OF TRANSPORTATION

(Subchapter B is not being incorporated upon adoption)

SUBCHAPTER C—HAZARDOUS MATERIALS REGULATIONS

PART 171—GENERAL INFORMATION, REGULATIONS, AND DEFINITIONS

§ 171.2—General requirements.

§ 171.3—Hazardous waste.

§ 171.7—Reference material.

These materials incorporated by reference are technical documents referred to, on occasion, in Title 49, Code of Federal Regulations. Specific technical document names, associations, and addresses where they may be found are contained in Section 171.7 of Title 49, Code of Federal Regulations.

§ 171.8—Definitions and abbreviations.

§ 171.9—Rules of construction.

§ 171.10—Units of measure.

§ 171.11—Use of ICAO technical instructions.

§ 171.12—Import and export shipments.

§ 171.12a—Canadian shipments and packagings.

§ 171.14—Transitional provisions for implementing requirements based on the UN Recommendations.

§ 171.15—Immediate notice of certain hazardous materials incidents. (New Jersey revisions as noted below.)

Section 171.15 is revised to state the following. (Note: Paragraph (a) has been changed and paragraph (d) has been added.)

(a) At the earliest practicable moment, each carrier who transports hazardous materials (including hazardous wastes) shall give notice in accordance with paragraph (b) or paragraph (d) of this section after each incident that occurs during the course of transportation (including loading, unloading and temporary storage) in which—

(1) As a direct result of hazardous materials:

i. A person is killed; or

ii. A person receives injuries requiring his or her hospitalization; or

iii. Estimated carrier or other property damage exceeds \$50,000; or

iv. An evacuation of the general public occurs lasting one or more hours; or

v. One or more major transportation arteries or facilities are closed or shut down for one hour or more; or

vi. The operation flight pattern or routine of an aircraft is altered; or

(2) Fire, breakage, spillage, or suspected radioactive contamination occurs involving shipment of radioactive material (see also ss 174.45, 175.45, 176.48, and 177.807 of this subchapter); or

(3) Fire, breakage, spillage, or suspected contamination occurs involving shipment of etiologic agents; or

(4) A situation exists of such a nature (e.g., a continuing danger to life exists at the scene of the incident) that, in the judgment of the carrier, it should be reported in accordance with (b) and (d) of this section.

(b) Each notice required by paragraph (a) of this section shall be given to the U.S. Department of Transportation by telephone (toll-free) on 800-424-8802. Notice involving etiologic agents may be given to the Director, Center for Disease Control, U.S. Public Health Service, Atlanta, Georgia. Area Code (404) 633-5313, in place of the notice to the U.S. Department of Transportation or (toll call) on 202-267-2675. Each notice must include the following information:

- (1) Name of reporter.
- (2) Name and address of carrier represented by reporter.
- (3) Phone number where reporter can be contacted.
- (4) Date, time, and location of incident.
- (5) The extent of injuries, if any.
- (6) Classification, name, and quantity of hazardous materials involved, if such information is available.
- (7) Type of incident and nature of hazardous material involvement and whether a continuing danger to life exists at the scene.

(c) Each carrier making a report under this section shall also make the report required by Section 171.16.

(d) If a New Jersey Police Accident Report has been filed with the New Jersey Division of Motor Vehicles, or if a Spill Report has been filed with the New Jersey Department of Environmental Protection, then reports requested above in paragraphs (b) and (c) are not required of intrastate carriers who are not under the jurisdiction of U.S.D.O.T. All other carriers are subject to the U.S.D.O.T. reporting requirements as usual.

§ 171.16—Detailed hazardous materials incident reports. (New Jersey revision as noted below.)

Section 171.16 is revised to state the following: (Note: Paragraph (a) and (b) have been changed and paragraph (e) has been added.)

(a) Each carrier who transports hazardous materials shall report in writing in duplicate on DOT Form 5800.1 (Rev. 6/89) to the U.S. Department of Transportation within 30 days of the date of discovery, unless the requirements of paragraph (e) in this section are met, each incident that occurs during the course of transportation (including loading, unloading, or temporary storage) in which any of the circumstances set forth in Section 171.15(a) occurs or there has been an unintentional release of hazardous materials from a package (including a tank) or any quantity of hazard-

ous waste has been discharged during transportation. If a report pertains to a hazardous waste discharge—

- (1) A copy of the hazardous waste manifest for the waste must be attached to the report; and
- (2) An estimate of the quantity of the waste removed from the scene, the name and address of the facility to which it was taken, and the manner of disposition of any removed waste must be entered in Section IX of the report form (F 5800.1) (Rev. 6/89).

(b) Each carrier making a report under this section shall send that report to the Information Systems Manager, DHM-63, Research and Special Programs Administration, U.S. Department of Transportation, Washington, DC 20590. A copy of the report shall be retained for a period of two years, at the carrier's principal place of business, or at other places as authorized and approved in writing by an agency of the U.S. Department of Transportation.

(c) Except as provided in paragraph (d) of this section, the requirements of paragraph (a) of this section do not apply to incidents involving the unintentional release of hazardous materials being transported under the following proper shipping names:

- (1) Consumer commodity.
- (2) Battery, electric storage, wet, filled with acid or alkali.
- (3) Paint and paint related material when shipped in packagings of five gallons or less.

(d) The exceptions to incident reporting provided in paragraph (c) of this section do not apply to:

- (1) Incidents required to be reported under Section 171.15(a);
- (2) Incidents involving transportation aboard aircraft; nor
- (3) Incidents involving the transportation of hazardous waste.

(e) If a New Jersey Police Accident Report has been filed with the New Jersey Division of Motor Vehicles or if a Spill Report has been filed with the New Jersey Department of Environmental Protection, then other reports requested in this section are not required of intrastate carriers who are not under the jurisdiction of U.S.D.O.T. All other carriers are subject to the U.S.D.O.T. reporting requirements as usual.

§ 171.18—(Reserved)

§ 171.19—Approvals or authorizations issued by the Bureau of Explosives.

§ 171.21—Assistance in investigations and special studies.
PART 172—HAZARDOUS MATERIALS TABLE, SPECIAL PROVISIONS, HAZARDOUS MATERIALS COMMUNICATIONS, EMERGENCY RE-

SPONSE INFORMATION, AND TRAINING
REQUIREMENTS

Subpart A—General

- § 172.1—Purpose and scope.
§ 172.3—Applicability.

(a) This part applies to: (1) Each person who offers a hazardous material for transportation, and (2) Each carrier by highway or rail who transports a hazardous material.

(b) When a person other than one of those provided for in paragraph (a) of this section, performs a packaging, labeling or marking function required by this part, that person shall perform the function in accordance with this part.

Subpart B—Table of Hazardous Materials and Special Provisions

- § 172.101—Purpose and use of Hazardous Materials Table, including the Hazardous Materials Table, the CERCLA List, and the List of Hazardous Substances and Reportable Quantities.
§ 172.102—Hazardous Materials Table
Appendix A—to § 172.101—List of Hazardous Substances and Reportable Quantities
Appendix B—§ 172.101—List of Marine Pollutants

- § 172.102—Special provisions.
Index—Identification Number Cross Reference to Proper Shipping Names in § 172.01

Subpart C—Shipping Papers

- § 172.200—Applicability.
§ 172.201—General entries.
§ 172.202—Description of hazardous material on shipping papers.
§ 172.203—Additional description requirements.
§ 172.204—Shipper's certification.
§ 172.205—Hazardous waste manifest.

Subpart D—Marking

- § 172.300—Applicability.
§ 172.301—General marking requirements for non-bulk packagings.
§ 172.302—General marking requirements for bulk packagings.
§ 172.303—Prohibited marking.
§ 172.304—Marking requirements.
§ 172.306—(Reserved)
§ 172.308—Authorized abbreviations.
§ 172.310—Class 7 (radioactive) materials.
§ 172.312—Liquid hazardous materials in non-bulk packagings.
§ 172.313—Poisonous hazardous materials.
§ 172.316—Packagings containing material classed as ORM-D.
§ 172.320—Explosive hazardous materials.
§ 172.322—Marine pollutants.
§ 172.324—Hazardous substances in non-bulk packagings.
§ 172.325—Elevated temperature materials.
§ 172.326—Portable tanks.
§ 172.328—Cargo tanks.
§ 172.330—Tank cars and multi-unit tank car tanks.
§ 172.331—Bulks other than portable tanks, cargo tanks, tank cars, and multi-unit tank car tanks.
§ 172.332—Identification number markings.
§ 172.334—Identification numbers; prohibited display.
§ 172.336—Identification numbers; special provisions.

- § 172.338—Replacement of identification numbers.

Subpart E—Labeling

- § 172.400—General labeling requirements.
§ 172.400a—Exceptions from labeling.
§ 172.401—Prohibited labeling.
§ 172.402—Additional labeling requirements.
§ 172.403—Class 7 (radioactive) material.
§ 172.404—Labels for mixed and consolidated packagings.
§ 172.405—Authorized label modifications.
§ 172.406—Placement of labels.
§ 172.407—Label specifications.
§ 172.411—EXPLOSIVE 1.1, 1.2, 1.3, 1.4, 1.5, and 1.6 labels, and EXPLOSIVE Subsidiary label.
§ 172.415—NON-FLAMMABLE GAS label.
§ 172.416—POISON GAS label.
§ 172.417—FLAMMABLE GAS label
§ 172.419—FLAMMABLE LIQUID label.
§ 172.420—FLAMMABLE SOLID label.
§ 172.422—SPONTANEOUSLY COMBUSTIBLE label.
§ 172.423—DANGEROUS WHEN WET label.
§ 172.426—OXIDIZER label.
§ 172.427—ORGANIC PEROXIDE label.
§ 172.429—POISON INHALATION HAZARD label.
§ 172.430—POISON label.
§ 172.431—KEEP AWAY FROM FOOD label.
§ 172.432—INFECTIOUS SUBSTANCE label.
§ 172.436—RADIOACTIVE WHITE-I label.
§ 172.438—RADIOACTIVE YELLOW-II label.
§ 172.440—RADIOACTIVE, YELLOW-III label.
§ 172.442—CORROSIVE label.
§ 172.446—CLASS 9 label.
§ 172.448—CARGO AIRCRAFT ONLY label.
§ 172.450—EMPTY label.

Subpart F—Placarding

- § 172.500—Applicability of placarding requirements.
§ 172.502—Prohibited and permissive placarding.
§ 172.503—Identification number display on placards.
§ 172.504—General placarding requirements.
§ 172.505—Placarding for subsidiary hazards.
§ 172.506—Providing and affixing placards: highway.
§ 172.507—Special placarding provisions: highway.
§ 172.508—Providing and affixing placards: rail.
§ 172.510—Special placarding provisions: rail.
§ 172.512—Freight containers and aircraft unit load devices.
§ 172.514—Bulk packagings.
§ 172.516—Visibility and display of placards.
§ 172.519—General specifications for placards.
§ 172.521—DANGEROUS placard.
§ 172.522—EXPLOSIVES 1.1, EXPLOSIVES 1.2 and EXPLOSIVES 1.3 placards.
§ 172.523—EXPLOSIVES 1.4 placard.
§ 172.524—EXPLOSIVES 1.5 placard.
§ 172.525—EXPLOSIVES 1.6 placard.
§ 172.526—(Reserved)
§ 172.527—Background requirements for certain placards.
§ 172.528—NON-FLAMMABLE GAS placard.
§ 172.530—OXYGEN placard.
§ 172.532—FLAMMABLE GAS placard.
§ 172.540—POISON GAS placard.
§ 172.542—FLAMMABLE placard.
§ 172.544—COMBUSTIBLE placard.
§ 172.546—FLAMMABLE SOLID placard.
§ 172.547—SPONTANEOUSLY COMBUSTIBLE placard.
§ 172.548—DANGEROUS WHEN WET placard.
§ 172.550—OXIDIZER placard.

- § 172.552—ORGANIC PEROXIDE placard.
- § 172.553—KEEP AWAY FROM FOOD placard.
- § 172.554—POISON placard.
- § 172.555—POISON INHALATION HAZARD placard.
- § 172.556—RADIOACTIVE placard.
- § 172.558—CORROSIVE placard.
- § 172.560—CLASS 9 placard.
- Subpart G—Emergency Response Information
- § 172.600—Applicability and general requirements.
- § 172.602—Emergency response information.
- § 172.604—Emergency response telephone number.
- § 172.606—Carrier information contact.

Subpart H—Training

- § 172.700—Purpose and scope.
- § 172.701—Federal/State relationship.
- § 172.702—Applicability and responsibility for training.
- § 172.704—Training requirements .

Subpart I—(Removed)

- § 172.801—(Removed)
- § 172.803—(Removed)
- § 172.805—(Removed)
- § 172.807—(Removed)

APPENDIX A TO PART 172—OFFICE OF HAZARDOUS MATERIALS TRANSPORTATION COLOR TOLERANCE CHARTS AND TABLES.

APPENDIX B TO PART 172—TREFOIL SYMBOL.

APPENDIX C TO PART 172—DIMENSIONAL SPECIFICATIONS FOR RECOMMENDED PLACARD HOLDER.

PART 173—SHIPPERS—GENERAL REQUIREMENTS FOR SHIPMENTS AND PACKAGINGS

Subpart A—General

- § 173.1—Purpose and scope.
- § 173.2—Hazardous materials classes and index to hazard class definitions.
- § 173.2a—Classification of a material having more than one hazard.
- § 173.3—Packaging and exceptions.
- § 173.4—Small quantity exceptions.
- § 173.5—Agricultural operations.
- § 173.5a—Oilfield service vehicles.
- § 173.6—Materials of trade exceptions.
- § 173.7—U.S. Government material.
- § 173.8—Exceptions for non-specification packagings used in intrastate transportation.
- § 173.9—Transport vehicles or freight containers containing lading which has been fumigated.
- § 173.10—Tank car shipments.
- § 173.12—Exceptions for shipment of waste materials.
- § 173.13—Exceptions for Class 3, Divisions 4.1, 4.2, 4.3, 5.1, 6.1, and Classes 8 and 9 materials.

Subpart B—Preparation of Hazardous Materials for Transportation

- § 173.21—Forbidden materials and packages.
- § 173.22—Shipper's responsibility.
- § 173.22a—Use of packagings authorized under exemptions.
- § 173.23—Previously authorized packaging.
- § 173.24—General requirements for packagings and packages.
- § 173.24a—Additional general requirements for non-bulk packagings and packages.
- § 173.24b—Additional general requirements for bulk packagings.
- § 173.25—Authorized packages and overpacks.

- § 173.26—Quantity limitations.
- § 173.27—General requirements for transportation by aircraft.
- § 173.28—Reuse, reconditioning and remanufacture of packagings.
- § 173.29—Empty packagings.
- § 173.30—Loading and unloading of transport vehicles.
- § 173.31—Use of tank cars.
- § 173.32—Qualification, maintenance and use of portable tanks other than Specification IM portable tanks.
- § 173.32b—Periodic testing and inspection of Specification IM portable tanks. 04-01-99.
- § 173.32c—Use of Specification IM portable tanks.
- § 173.33—Hazardous materials in cargo tank motor vehicles.
- § 173.34—Qualification, maintenance, and use of cylinders.
- § 173.35—Hazardous materials in intermediate bulk containers.
- § 173.40—General packaging requirements for poisonous materials required to be packaged in cylinders.

Subpart C—Definitions, Classification and Packaging for Class 1

- § 173.50—Class 1—Definitions.
- § 173.51—Authorization to offer and transport explosives.
- § 173.52—Classification codes and compatibility groups of explosives.
- § 173.53—Provisions for using old classifications of explosives.
- § 173.54—Forbidden explosives.
- § 173.55—(Reserved)
- § 173.56—New explosives—definition and procedures for classification and approval.
- § 173.57—Acceptance criteria for new explosives.
- § 173.58—Assignment of class and division for new explosives.
- § 173.59—Description of terms for explosives.
- § 173.60—General packaging requirements for explosives.
- § 173.61—Mixed packaging requirements.
- § 173.62—Specific packaging requirements for explosives.
- § 173.63—Packaging exceptions.

Subpart D—Definitions, Classification, Packing Group Assignments and Exceptions for Hazardous Material Other Than Class 1 and Class 7

- § 173.115—Class 2, Divisions 2.1, 2.2, and 2.3—Definitions.
- § 173.116—Class 2—Assignment of hazard zone.
- § 173.117—§ 173.119—(Reserved)
- § 173.120—Class 3—Definitions.
- § 173.121—Class 3—Assignment of packing group.
- § 173.124—Class 4, Divisions 4.1, 4.2, and 4.3—Definitions.
- § 173.125—Class 4—Assignment of packing group.
- § 173.127—Class 5, Division 5.1—Definition and assignment of packing groups.
- § 173.128—Class 5, Division 5.2—Definitions and types.
- § 173.129—Class 5, Division 5.2—Assignment of packing group.
- § 173.132—Class 6, Division 6.1—Definitions.
- § 173.133—Assignment of packing group and hazard zones for Division 6.1 materials.
- § 173.134—Class 6, Division 6.2—Definitions, exceptions and packing group assignments.
- § 173.136—Class 8—Definitions.
- § 173.137—Class 8—Assignment of packing group.
- § 173.140—Class 9—Definitions.
- § 173.141—Class 9—Assignment of packing group.
- § 173.144—Other Regulated Materials (ORM)—Definitions.
- § 173.145—Other Regulated Materials—Assignment of packing group.
- § 173.150—Exceptions for Class 3 (flammable and combustible liquids).
- § 173.151—Exceptions for Class 4.

- § 173.152—Exceptions for Division 5.1 (oxidizers) and Division 5.2 (organic peroxides).
- § 173.153—Exceptions for Division 6.1 (poisonous materials).
- § 173.154—Exceptions for Class 8 (corrosive materials).
- § 173.155—Exceptions for Class 9 (miscellaneous hazardous materials).
- § 173.156—Exceptions for ORM materials.

Subpart E—Non-bulk Packaging for Hazardous Materials Other than Class 1 and Class 7

- § 173.158—Nitric acid.
- § 173.159—Batteries, wet.
- § 173.160—Bombs, smoke, non-explosive (corrosive).
- § 173.161—Chemical kits.
- § 173.162—Gallium.
- § 173.163—Hydrogen fluoride.
- § 173.164—Mercury (metallic and articles containing mercury).
- § 173.166—Air bag inflators and modules and seat-belt pretensioners.
- § 173.170—Black powder for small arms.
- § 173.171—Smokeless powder for small arms.
- § 173.172—Aircraft hydraulic power unit fuel tank.
- § 173.173—Paint, paint-related material, adhesives and ink.
- § 173.174—Refrigerating machines.
- § 173.181—Pyrophoric materials (liquids).
- § 173.182—Barium azide—50 percent or more water wet.
- § 173.183—Nitrocellulose base film.
- § 173.184—Highway or rail fusee.
- § 173.185—Lithium cells and batteries
- § 173.186—Matches.
- § 173.187—Pyrophoric solids, metals or alloys, n.o.s.
- § 173.188—White or yellow phosphorous.
- § 173.189—Batteries containing sodium or cells containing sodium.
- § 173.192—Packaging for certain Packing Group I poisonous materials.
- § 173.193—Bromoacetone, methyl bromide, chloropicrin and methyl bromide or methyl chloride mixtures, etc.
- § 173.194—Gas identification sets.
- § 173.195—Hydrogen cyanide, anhydrous, stabilized (hydrocyanic acid, aqueous solution).
- § 173.196—Infectious substances (etiologic agents).
- § 173.197—Regulated medical waste.
- § 173.198—Nickel carbonyl.
- § 173.201—Nonbulk packagings for liquid hazardous materials in Packing Group I.
- § 173.202—Nonbulk packagings for liquid hazardous materials in Packing Group II.
- § 173.203—Nonbulk packagings for liquid hazardous materials in Packing Group III
- § 173.204—Nonbulk non-specifications packagings for certain hazardous materials.
- § 173.205—Specification cylinders for liquid hazardous materials.
- § 173.211—Nonbulk packagings for solid hazardous materials in Packing Group I.
- § 173.212—Nonbulk packagings for solid hazardous materials in Packing Group II.
- § 173.213—Nonbulk packagings for solid hazardous materials in Packing Group III.
- § 173.214—Packagings which require approval by the Associate Administrator for Hazardous Materials Safety.
- § 173.216—Asbestos, blue, brown, or white.
- § 173.217—Carbon dioxide, solid (dry ice).
- § 173.218—Fish meal or fish scrap.
- § 173.219—Life-saving appliances.

- § 173.220—Internal combustion engines, self-propelled vehicles, and mechanical equipment containing internal combustion engines or wet batteries.
- § 173.221—Polymeric beads, expandable.
- § 173.222—Wheelchairs equipped with wet electric storage batteries.
- § 173.224—Packaging and control and emergency temperatures for self-reactive materials.
- § 173.225—Packaging requirements and other provisions for organic peroxides. 04-01-99.
- § 173.226—Materials poisonous by inhalation, Division 6.1, Packaging Group I, Hazard Zone A.
- § 173.227—Materials poisonous by inhalation, Division 6.1, Packing Group I, Hazard Zone B.
- § 173.228—Bromine pentafluoride or bromine trifluoride.
- § 173.229—Chloric acid solution or chlorine dioxide hydrate, frozen.

Subpart F—Bulk Packaging for Hazardous Materials Other Than Class 1 and Class 7

- § 173.240—Bulk packagings for certain low hazard solid materials.
- § 173.241—Bulk packagings for certain low hazard liquid and solid materials.
- § 173.242—Bulk packagings for certain medium hazard liquids and solids, including solids with dual hazards.
- § 173.243—Bulk packagings for certain high hazard liquids and dual hazard liquids which pose a moderate hazard.
- § 173.244—Bulk packagings for certain pyrophoric liquids (Division 4.2), dangerous when wet (Division 4.3) materials, and poisonous liquids with inhalation hazards (Division 6.1).
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- § 173.300b—Approval of non-domestic chemical analyses and tests.
- § 173.300c—Termination of approval.
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- § 173.302—Charging of cylinders with non-liquefied compressed gases.
- § 173.303—Charging of cylinders with compressed gas in solution (acetylene).
- § 173.304—Charging of cylinders with liquefied compressed gas.
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- § 173.306—Limited quantities of compressed gases.
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- § 173.319—Cryogenic liquids in tank cars.
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- § 173.334—Organic phosphates mixed with compressed gas.
- § 173.335—Gas generator assemblies.
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Subpart I—Class 7 (Radioactive) Materials

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- § 173.403—Definitions.
- § 173.410—General design requirements.
- § 173.411—Industrial packagings.
- § 173.412—Additional design requirements for Type A packages.
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- § 173.415—Authorized Type A packages.
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- § 173.417—Authorized fissile materials packages.
- § 173.418—Authorized packages—pyrophoric Class 7 (radioactive) materials.
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- § 173.420—Uranium hexafluoride (fissile, fissile excepted and non-fissile).
- § 173.421—Excepted packages for limited quantities of Class 7 (radioactive) materials.
- § 173.422—Additional requirements for excepted packages containing Class 7 (radioactive) materials.
- § 173.423—Requirements for multiple hazard limited quantity Class 7 (radioactive) materials.
- § 173.424—Excepted packages for radioactive instruments and articles.
- § 173.425—Table of activity limits—excepted quantities and articles.
- § 173.426—Excepted packages for articles containing natural uranium or thorium.
- § 173.427—Transport requirements for low specific activity (LSA) Class 7 (radioactive) materials and surface contaminated objects (SCO).
- § 173.428—Empty Class 7 (radioactive) materials packaging.
- § 173.431—Activity limits for Type A and Type B packages.
- § 173.433—Requirements for determining A1 and A2 values for radionuclides and for the listing of radionuclides on shipping papers and labels.
- § 173.434—Activity-mass relationships for uranium and natural thorium.
- § 173.435—Table of A1 and A2 values for radionuclides.
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APPENDIX B TO PART 173—PROCEDURE FOR TESTING CHEMICAL COMPATIBILITY AND RATE OF PERMEATION IN PLASTIC PACKAGING AND RECEPTACLES.

APPENDIX C TO PART 173—PROCEDURE FOR BASE-LEVEL VIBRATION TESTING.

APPENDIX D TO PART 173—TEST METHODS FOR DYNAMITE (EXPLOSIVE, BLASTING, TYPE A).

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APPENDIX F TO PART 173—(RESERVED)

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PART 174—CARRIAGE BY RAIL

Subpart A—General requirements

- § 174.1—Purpose and Scope.
- § 174.3—Unacceptable hazardous materials shipments.
- § 174.5—Carriers materials and supplies.
- § 174.9—Inspection and acceptance.
- § 174.14—Movements to be expedited.
- § 174.16—Removal and disposition of hazardous materials at destination.
- § 174.20—Local or carrier restrictions.

Subpart B—General Operating Requirements

- § 174.24—Shipping papers.
- § 174.26—Notice to train crews of placarded cars.
- § 174.50—Nonconforming or leaking packages.

Subpart C—General Handling and Loading Requirements

- § 174.55—General requirements.
- § 174.57—Cleaning cars.
- § 174.59—Marking and placarding of rail cars.
- § 174.61—Transport vehicles and freight containers on flatcars.
- § 174.63—Portable tanks, IM portable tanks, intermediate bulk containers, cargo tanks, and multi-unit tank car tanks.
- § 174.67—Tank car unloading.
- § 174.81—Segregation of hazardous materials.

Subpart D—Handling of Placarded Rail Cars, Transport Vehicles and Freight Containers

- § 174.82—General requirements for the handling of placarded rail cars, transport vehicles, freight containers, and bulk packages.

- § 174.83—Position placarded rail cars, transport vehicles, freight containers, and bulk packagings.
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- § 174.85—Position in train of placarded cars, transport vehicles, freight containers, and bulk packagings.
- § 174.86—Maximum allowable operating speed.

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- § 174.101—Loading Class I (explosive) materials.
- § 174.102—Forbidden mixed loading and storage.
- § 174.103—Disposition of damaged or astray shipments.
- § 174.104—Division 1.1 or 1.2 (Class A explosive) materials; car selection, preparation, inspection and certification.
- § 174.105—Routing shipments, Division 1.1 or 1.2 (Class A explosive) materials.
- § 174.106—“Order Notify” or “C.O.D.” shipments, Division 1.1 or 1.2 (Class A explosive) materials.
- § 174.110—Car magazine.
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- § 174.114—Record to be made of change of seals on “Cars loaded with Division 1.1 or 1.2 (explosive) materials.”
- § 174.115—Loading Division 1.4 (Class C explosive) materials.

Subpart F—Detailed requirements for Class 2 (Gases) Materials

- § 174.200—Special handling requirements.
- § 174.201—Class 2 (gases) material cylinders.
- § 174.204—Tank car delivery of gases, including cryogenic liquids.
- § 174.290—Materials extremely poisonous by inhalation shipped by, for, or to the Department of Defense.

Subpart G—Detailed Requirements for Class 3 (Flammable Liquid) Materials

- § 174.300—Special handling requirements.
- § 174.304—Class 3 (flammable liquid) materials in tank cars.

Subpart H—(Removed)

Subpart I—(Removed)

Subpart J—Detailed Requirements for Division 6.1 (Poisonous) Materials

- § 174.600—Special handling requirements for materials extremely poisonous by inhalation.
- § 174.615—Cleaning cars.
- § 174.680—Division 6.1 (poisonous) materials with foodstuffs.

Subpart K—Detailed Requirements for Class 7 (Radioactive) Materials

- § 174.700—Special handling requirements for Class 7 (radioactive) materials.
- § 174.705—(Removed) (Editor’s Note)
- § 174.715—Cleanliness of transport vehicles after use.
- § 174.750—Incidents involving leakage.

Subpart L—(Removed)

Subpart M—(Removed)

PART 177—CARRIAGE BY PUBLIC HIGHWAY

Subpart A—General Information and Regulations

- § 177.800—Purpose and scope of this part and responsibility for compliance and training.
- § 177.801—Unacceptable hazardous materials shipments.
- § 177.802—Inspection.
- § 177.804—Compliance with Federal Motor Carrier Safety Regulations.

Motor carriers and other persons subject to this part shall comply with 49 CFR Part 382 and Parts 390 through 397 (excluding section 391.69, 393.81, and 397.3), and all supplements and amendments thereto, to the extent those rules apply. Carriers transporting hazardous materials, substances, or wastes as defined herein must comply with these parts as listed below. (See N.J.A.C. 16:49-1.3(1) herein).

MOTOR CARRIER SAFETY REGULATIONS

SUBCHAPTER B—FEDERAL MOTOR CARRIER SAFETY REGULATIONS

PART 382—CONTROLLED SUBSTANCES AND ALCOHOL USE AND TESTING

Subpart A—General

- § 382.101—Purpose.
- § 382.103—Applicability.
- § 382.105—Testing procedures.
- § 382.107—Definitions.
- § 382.109—Preemption of State and local laws.
- § 382.111—Other requirements imposed by employers.
- § 382.113—Requirement for notice.
- § 382.115—Starting date for testing programs.

Subpart B—Prohibitions

- § 382.201—Alcohol concentration.
- § 382.205—On-duty use.
- § 382.207—Pre-duty use.
- § 382.209—Use following an accident.
- § 382.211—Refusal to submit to a required alcohol or controlled substances test.
- § 382.213—Controlled substances use.
- § 382.215—Controlled substances testing.

Subpart C—Tests Required

- § 382.301—Pre-employment testing.
- § 382.303—Post-accident testing.
- § 382.305—Random testing.
- § 382.307—Reasonable suspicion testing.
- § 382.309—Return-to-duty testing.
- § 382.311—Follow-up testing.

Subpart D—Handling of Test Results, Record Retention, and Confidentiality

- § 382.401—Retention of records.
- § 382.403—Reporting of results in a management information system.
- § 382.405—Access to facilities and records.
- § 382.407—Medical review officer notifications to the employer.
- § 382.409—Medical review officer record retention for controlled substances.
- § 382.411—Employer notifications.
- § 382.413—Inquiries for alcohol and controlled substances information from previous employers.

Subpart E—Consequences for Drivers Engaging in Substance Use Related Conduct

- § 382.501—Removal from safety-sensitive function.
- § 382.503—Required evaluation and testing.

- § 382.505—Other alcohol-related conduct.
- § 382.507—Penalties.
- Subpart F—Alcohol Misuse and Controlled Substances Use Information, Training, and Referral
- § 382.601—Employer obligation to promulgate a policy on the misuse of alcohol and use of controlled substances.
- § 382.603—Training for supervisors.
- § 382.605—Referral, evaluation, and treatment.
- PART 390—GENERAL**
- Subpart A—General Applicability and Definitions
- § 390.1—Purpose.
- § 390.3—General applicability.
- § 390.5—Definitions.
- § 390.7—Rules of construction.
- Subpart B—General Requirements and Information
- § 390.9—State and local laws, effect on.
- § 390.11—Motor carrier to require observance of driver regulations.
- § 390.13—Aiding or abetting violations.
- § 390.15—Assistance in investigations and special studies.
- § 390.17—(Reserved)
- § 390.19—Additional equipment and accessories.
- § 390.21—Marking of commercial motor vehicles.

(Section 390.21 is modified to state the following: A commercial motor vehicle operated in intrastate commerce shall be subject to the provisions of N.J.S.A. 39:4-46.)

§ 390.23—Relief from regulations.

(Section 390.23 is modified to state the following: The following commercial motor vehicles, operating in intrastate commerce, are exempt from this section when any emergency occurs that affects the citizens of New Jersey.

(a) Commercial motor vehicles which are owned, operated, or leased by a public or quasi-public or private entity in this State, said entity being subject to the jurisdiction of the Board of Public Utilities; or

(b) Commercial motor vehicles which are owned, operated or leased by a public or quasi-public or private entity in this State and which is or will be operated under a contract to the State of New Jersey or a governmental or quasi-governmental entity thereof.

Such emergencies include, but are not limited to, weather and other acts of nature (e.g., snow, flooding, earthquake, power/telephone outages, disruptions to power or telephone transmission lines or facilities, supply lines or facilities for steam, water, or gas) and other emergencies (e.g., motor vehicle accidents, industrial accidents, fires, etc.)

- § 390.25—Extension of relief from regulations—emergencies.
- § 390.27—Locations of regional motor carrier safety offices.
- § 390.29—Location of records or documents.
- § 390.31—Copies of records or documents.
- § 390.33—Vehicles used for purposes other than defined.
- § 390.35—Certificates, reports, and records: falsification, reproduction, or alteration.
- § 390.37—Violation and penalty.

Subpart C—(Removed and Reserved)

- Subpart D—Identification of Vehicles
- § 390.401—Applicability.
- § 390.403—Method of identification.
- § 390.405—Size, shape and color.
- § 390.407—Driveaway service.

PART 391—QUALIFICATIONS OF DRIVERS

- Subpart A—General
- § 391.1—Scope of the rules in this part; additional qualifications; duties of carrier drivers.
- § 391.2—General Exemptions
- Subpart B—Qualification and Disqualification of Drivers
- § 391.11—General qualifications of drivers.
- § 391.13—Responsibilities of drivers.
- § 391.15—Disqualification of drivers.

- Subpart C—Background and Character
- § 391.21—Application for employment.

391.21 in not required for persons already employed by the same carrier as of March 4, 1985.

§ 391.23—Investigation and inquiries

Section 391.23 shall apply only to drivers hired after March 4, 1985.

- § 391.25—Annual inquiry and review of driving record.
- § 391.27—Record of violations.

- Subpart D—Examinations and Tests
- § 391.31—Road test.

(Section 391.31 is modified to state the following:

The provisions of Section 391.31 do not apply to a driver engaged in intrastate commerce who possesses a valid New Jersey Commercial Driver License (CDL) as of February 6, 1995, and transports hazardous material(s) requiring hazardous material(s) placarding in accordance with Subpart F of Part 172 of the Hazardous Materials Regulations (49 C.F.R. § 172.500 et seq.), or operates a vehicle displaying a hazardous material(s) placard.)

- § 391.33—Equivalent of road test.
- § 391.35—(Removed and reserved)
- § 391.37—(Removed and reserved)

- Subpart E—Physical Qualifications and Examinations
- § 391.41—Physical qualifications for drivers.

(Section 391.41 is modified to state the following:

A driver engaged in intrastate commerce who possesses a valid New Jersey Commercial Driver License (CDL) as of September 20, 1993, but who is not physically qualified to drive under Section 391.41(b) of the Subchapter may continue to drive a motor vehicle, unless the driver is transporting hazardous material(s) requiring hazardous material(s) placarding in accordance with Subpart F of Part 172 of the Hazardous Materials Regulations (49 C.F.R. § 172.500 et

seq.), or is operating a vehicle displaying a hazardous material(s) placard.)

- § 391.43—Medical examination; certificate of physical examination.
- § 391.45—Persons who must be medically examined and certified.
- § 391.47—Resolution of conflicts of medical evaluation.
- § 391.49—Waiver of certain physical defects.

(Section 391.49(a) is revised to state the following:

(a) A person who is not physically qualified to drive under Section 391.41(b)(1) or (2), and who is otherwise qualified to drive a motor vehicle, may drive a motor vehicle, if that person has been granted a waiver pursuant to 49, Code of Federal Regulations, Section 391.49.)

Subpart F—Files and Records

- § 391.51—General requirements for driver qualification files.

Subpart G—Limited Exemptions

- § 391.61—Drivers who were regularly employed before January 1, 1971.
- § 391.62—Limited exemptions for intra-city zone drivers.
- § 391.63—Multiple-employer drivers.
- § 391.64—Grandfathering for certain drivers participating in vision and diabetes waiver study programs.
- § 391.65—Drivers furnished by other motor carriers.
- § 391.67—Drivers of articulated (combination) farm vehicles.
- § 391.68—Private motor carrier of passengers (nonbusiness).
- § 391.69—Private motor carrier of passengers (business).
- § 391.71—(Removed and Reserved)
- § 391.73—(Redesignated)

Subpart H—(Removed)

PART 392—DRIVING OF COMMERCIAL MOTOR VEHICLES

Subpart A—General

- § 392.1—Scope of the rules in this part.
- § 392.2—Applicable operating rules.
- § 392.3—Ill or fatigued operator.
- § 392.4—Drugs and other substances.
- § 392.5—Alcohol prohibition.
- § 392.6—Schedules to conform with speed limits.
- § 392.7—Equipment, inspection and use.
- § 392.8—Emergency equipment, inspection and use.
- § 392.9—Safe loading.
- § 392.9a—(Removed and reserved)
- § 392.9b—(Removed)

Subpart B—Driving of Commercial Motor Vehicles

- § 392.10—Railroad grade crossings; stopping required.
- § 392.11—Railroad grade crossing; slowing down required.
- § 392.12—(Removed and reserved)
- § 392.13—(Removed and reserved)
- § 392.14—Hazardous conditions; extreme caution.
- § 392.15—(Removed and reserved)
- § 392.16—Use of seat belts.
- § 392.18—(Removed and reserved)

Subpart C—Stopped Commercial Motor Vehicles

- § 392.20—(Removed and reserved)
- § 392.21—(Removed and reserved)

- § 392.22—Emergency signals; stopped vehicles.
- § 392.24—Emergency signals; flame producing.
- § 392.25—Flame producing devices.

Subpart D—Use of Lighted Lamps and Reflectors

- § 392.30—(Removed and reserved)
- § 392.31—(Removed and reserved)
- § 392.32—(Removed and reserved)
- § 392.33—Obscured lamps or reflectors.

Subpart E—License Revocation; Duties of Driver

- § 392.40—(Removed and reserved)
- § 392.41—(Removed and reserved)
- § 392.42—(Removed)

Subpart F—Fueling Precautions

- § 392.50—Ignition of fuel; prevention.
- § 392.51—Reserve fuel; materials of trade.
- § 392.52—(Removed and reserved)
- § 392.53—Automatic brake adjusters and brake adjustment indicators.

Subpart G—Prohibited Practices

- § 392.60—Unauthorized persons not to be transported.
- § 392.61—(Removed and reserved)
- § 392.62—Safe operation, buses.
- § 392.63—Towing or pushing loaded buses.
- § 392.64—Riding within closed vehicles without proper exits.
- § 392.65—(Removed and reserved)
- § 392.66—Carbon monoxide; use of vehicle when detected.
- § 392.67—Heater, flame producing; on vehicle in motion.
- § 392.68—(Removed and reserved)
- § 392.69—(Removed and reserved)
- § 392.71—Radar detectors; use and/or possession.

PART 393—PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION

Subpart A—General

- § 393.1—Scope of the rules in this part.
- § 393.3—Additional equipment and accessories.
- § 393.5—Definitions.
- § 393.7—Matter incorporated by reference.

Subpart B—Lighting Devices, Reflectors, and Electrical Equipment

- § 393.9—Lamps operable.
- § 393.11—Lighting devices and reflectors.
- § 393.13—Retroreflective sheeting and reflex reflectors, requirements for semitrailers and trailers manufactured before December 1, 1993.
- § 393.17—Lamps and reflectors combinations in driveaway towaway operation.
- § 393.19—Requirements for turn signaling systems.
- § 393.20—Clearance lamps to indicate extreme width and height.
- § 393.22—Combination of lighting devices and reflectors.
- § 393.23—Lighting devices to be electric.
- § 393.24—Requirements for head lamps and auxiliary road lighting lamps.
- § 393.25—Requirements for lamps other than head lamps.
- § 393.26—Requirements for reflectors.
- § 393.27—Wiring specifications.
- § 393.28—Wiring to be protected.
- § 393.29—Grounds.
- § 393.30—Battery installation.
- § 393.31—Overload protective devices.

- § 393.32—Detachable electrical connections.
- § 393.33—Wiring, installation.
- Subpart C—Brakes**
 - § 393.40—Required brake systems.
 - § 393.41—Parking brake system.
 - § 393.42—Brakes required on all wheels.
 - § 393.43—Breakaway and emergency braking.
 - § 393.44—Front brake lines, protection.
 - § 393.45—Brake tubing and hose, adequacy.
 - § 393.46—Brake tubing and hose connections.
 - § 393.47—Brake lining.
 - § 393.48—Brakes to be operative.
 - § 393.49—Single valve to operate all brakes.
 - § 393.50—Reservoirs required.
 - § 393.51—Warning devices and gauges.
 - § 393.52—Brake performance.
 - § 393.53—Automatic brake adjusters and brake adjustment indicators.
 - § 393.55—Antilock brake systems.
- Subpart D—Glazing and Window Construction**
 - § 393.60—Glazing in specified openings.
 - § 393.61—Window construction.
 - § 393.62—Window obstructions.
 - § 393.63—Windows, markings.
- Subpart E—Fuel Systems**
 - § 393.65—All fuel systems.
 - § 393.67—Liquid fuel tanks.
 - § 393.69—Liquefied petroleum gas systems.
- Subpart F—Coupling Devices and Towing Methods**
 - § 393.70—Coupling devices and towing methods, except for driveaway towaway operations.
 - § 393.71—Coupling devices and towing methods, driveaway towaway operations.
- Subpart G—Miscellaneous Parts and Accessories**
 - § 393.75—Tires.
 - § 393.76—Sleeper berths.
 - § 393.77—Heaters.
 - § 393.78—Windshield wipers.
 - § 393.79—Defrosting device.
 - § 393.80—Rear vision mirrors.
 - § 393.81—Horn.
 - § 393.82—Speedometer.
 - § 393.83—Exhaust systems.
 - § 393.84—Floors.
 - § 393.85—(Reserved)
 - § 393.86—Rear end protection.
 - § 393.87—Flags on projecting loads.
 - § 393.88—Television receivers.
 - § 393.89—Buses, driveshaft protection.
 - § 393.90—Buses, standee line or bar.
 - § 393.91—Buses, aisle seats prohibited.
 - § 393.92—Buses, marking emergency doors.
 - § 393.93—Seats, seat belt assemblies and seat belt assembly anchorages.
 - § 393.94—Vehicle interior noise levels.
- Subpart H—Emergency Equipment**
 - § 393.95—Emergency equipment on all power units.
- Subpart I—Protection Against Shifting or Falling Cargo**
 - § 393.100—General rules for protection against shifting or falling cargo.
 - § 393.102—Securement systems.

- § 393.104—Blocking and bracing.
- § 393.106—Front end structure.
- Subpart J—Frames, Cab and Body Components, Wheels, Steering, and Suspension Systems**
 - § 393.201—Frames.
 - § 393.203—Cab and body components.
 - § 393.205—Wheels.
 - § 393.207—Suspension systems.
 - § 393.209—Steering wheel systems.

PART 394—(REMOVED AND RESERVED)

PART 395—HOURS OF SERVICE OF DRIVERS

- § 395.1—Scope of rules in this part.
- § 395.2—Definitions.
- § 395.3—Maximum driving and on duty time.
- § 395.7—(Removed and reserved)
- § 395.8—Driver’s record of duty status.
- § 395.10—(Removed and reserved)
- § 395.11—(Removed and reserved)
- § 395.12—(Removed and reserved)
- § 395.13—Drivers declared “out of service.”
- § 395.15—Automatic on board recording devices.

PART 396—INSPECTION, REPAIR, AND MAINTENANCE

- § 396.1—Scope.
- § 396.3—Inspection, repair, and maintenance.
- § 396.5—Lubrication.
- § 396.7—Unsafe operations forbidden.
- § 396.9—Inspection of motor vehicles in operation.
- § 396.11—Driver vehicle inspection report(s)
- § 396.13—Driver inspection.
- § 396.15—Driveaway towaway operation and inspections.
- § 396.17—Periodic inspection.
- § 396.19—Inspector qualifications.
- § 396.21—Periodic inspection recordkeeping requirements.
- § 396.23—Equivalent to periodic inspection.
- § 396.25—Qualifications of brake inspectors.

PART 397—TRANSPORTATION OF HAZARDOUS MATERIALS; DRIVING AND PARKING RULES

- Subpart A—General**
 - § 397.1—Application of the rules in this part.
 - § 397.2—Compliance with Federal motor carrier safety regulations.
 - § 397.3—State and local laws, ordinances, and regulations.
 - § 397.5—Attendance and surveillance of motor vehicles.
 - § 397.7—Parking.
 - § 397.9—(Removed and reserved)
 - § 397.11—Fires.
 - § 397.13—Smoking.
 - § 397.15—Fueling.
 - § 397.17—Tires.
 - § 397.19—Instructions and documents.
- Subpart C—Routing of Non Radioactive Hazardous Materials**
 - § 397.61—Purpose and scope.
 - § 397.63—Applicability.
 - § 397.65—Definitions.
 - § 397.67—Motor carrier responsibility for routing.
 - § 397.69—Highway routing designations; preemption.
 - § 397.71—Federal standards.
 - § 397.73—Public information and reporting requirements.

- § 397.75—Dispute resolution.
 - § 397.77—Judicial review of dispute decision.
- Subpart D—Routing of Class 7 (Radioactive) Materials
- § 397.101—Requirements for motor carriers and drivers.
 - § 397.103—Requirements for State routing designations.

- Subpart E—Preemption Procedures
- § 397.201—Purpose and scope of the procedures.
 - § 397.203—Standards for determining preemption.
 - § 397.205—Preemption application.
 - § 397.207—Preemption notice.
 - § 397.209—Preemption processing.
 - § 397.211—Preemption determination.
 - § 397.213—Waiver of preemption application.
 - § 397.215—Waiver notice.
 - § 397.217—Waiver processing.
 - § 397.219—Waiver determination and order.
 - § 397.221—Timeliness.
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- § 179.100-10—Postweld heat treatment.
- § 179.100-12—Manway nozzle, cover and protective housing.
- § 179.100-13—Venting, loading and unloading valves, measuring and sampling devices.
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Subpart D—Specifications for Nonpressure Tank Car Tanks (Classes DOT-103, 104, 111AF, 111AW, and 115AW)

- § 179.200—General specifications applicable to non-pressure tank car tanks (Classes DOT-103, 104, and 111).
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- § 179.200-3—Type.
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- § 179.200-6—Thickness of plates.
- § 179.200-7—Materials.
- § 179.200-8—Tank heads.
- § 179.200-9—Compartment tanks.
- § 179.200-10—Welding.
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- § 179.200-15—Closures for manways.
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- § 179.201—Individual specification requirements applicable to non-pressure tank car tanks.
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- § 179.220—General specifications applicable to nonpressure tank car tanks consisting of an inner container supported within an outer shell (Class DOT-115).
- § 179.220-1—Tanks built under these specifications must meet the requirements of § 179.220, § 179.221, and § 179.222.
- § 179.220-3—Type.
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- § 179.220-6—Thickness of plates.
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- § 179.220-13—Inner container manway nozzle and cover.

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- § 179.300-1—Tanks built under these specifications shall meet the requirements of § 179.300, § 179.301 and when applicable, § 179.302.
- § 179.300-3—Type and general requirements.
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- § 179.401—Individual specification requirements applicable to inner tanks for cryogenic liquid tank car tanks.
- § 179.500—Specification DOT-107A * * * *, seamless steel tank car tanks.
- § 179.500-1—Tanks built under these specifications shall meet the requirements of § 179.500.
- § 179.500-3—Type and general requirements.
- § 179.500-4—Thickness of wall.
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- § 179.500-7—Physical tests.
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- § 179.500-10—Protective housing.
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- § 179.500-16—Tests of safety relief devices.
- § 179.500-17—Marking.
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PART 180—CONTINUING QUALIFICATION AND MAIN-
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- § 180.2—Applicability.
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Subpart D—Qualification and Maintenance of Intermediate
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- § 180.407—Requirements for test and inspection of cargo tanks.
- § 180.409—Minimum qualifications for inspectors and testers.
- § 180.411—Acceptable results of tests and inspections.
- § 180.413—Repair, modification, stretching, or rebarrelling of cargo tanks.
- § 180.415—Test and inspection markings.
- § 180.417—Reporting and record retention requirements.

Amended by R.1986 d.447, effective November 3, 1986.
See: 18 N.J.R. 1791(a), 18 N.J.R. 2212(b).
Amended by R.1989 d.101, effective February 21, 1989.
See: 20 N.J.R. 3005(a), 21 N.J.R. 456(a).

Substantially amended.

Amended by R.1990 d.550, effective November 19, 1990.

See: 22 N.J.R. 2676(a), 22 N.J.R. 3500(c).

Reporting requirements of Section 171.15, 171.16 revised; cargo tanks added to Section 172.331; 172 Subpart G added; driver qualifications of Sections 391.49 and 391.71 revised; 391 Subpart H (Controlled Substances Testing), 393 Subpart J, 395.15, 396.17, 396.19, 396.21, 396.23, Minimum Periodic Inspection Standards, Part 180, A and E added; revisions throughout to conform to current Federal cites. Amended by R.1991 d.485, effective October 7, 1991.

See: 23 N.J.R. 2102(a), 23 N.J.R. 3037(c).

Exception applies only to waived drivers.

Amended by R.1993 d.235, effective June 7, 1993.

See: 25 N.J.R. 1065(a), 25 N.J.R. 2497(a).

Amended by R.1995 d.74, effective February 6, 1995.

See: 26 N.J.R. 4488(b), 27 N.J.R. 509(a).

Repeal and New Rule, R.2000 d.7, effective January 3, 2000.

See: 31 N.J.R. 2692(a), 32 N.J.R. 102(a).

Appendix was "Appendix to the Regulations Regarding the Transportation of Hazardous Materials".