



U.S. Department
of Transportation

**Pipeline and
Hazardous Materials Safety
Administration**

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

JUL 14 2006

Mr. Larry R. Miller
Training and Regulatory Compliance Manager
Sharp Energy
520 Commerce Street
Salisbury, MD 21804

Reference No.: 06-0138

Dear Mr. Miller:

This is in response to your June 9, 2006 letter requesting clarification of the Hazardous Materials Regulations (HMR; 49 CFR Parts 100-180) applicable to a cargo tank requiring a leakage test. In your letter, you state that the date of test on the delivery hose assembly that is permanently attached to the hose reel mounted on the rear deck of a propane "bobtail" tanker truck is not always readily available to a Registered Inspector. Specifically, you ask whether the hose identification number and the condition of the delivery hose assembly and piping system must be noted by the Registered Inspector even if the test date is unavailable.

The answer is yes. As required under § 180.407, a Registered Inspector conducting a leakage test on a cargo tank requiring a leakage test must note the hose identification number, the date of test, and the condition of the hose assembly and piping system tested.

In addition, under § 180.416 of the HMR, after July 1, 2000, the date of test on the delivery hose assembly should always be readily available to a Registered Inspector. Section 180.416(d)(5) states that, after July 1, 2000, the operator must complete a record documenting the test and inspection, including the date; the signature of the inspector; the hose owner; the hose identification number; the date of original delivery hose assembly and test; notes of any defects observed and repairs made; and an indication that the delivery hose assembly passed or failed the tests and inspections. A copy of each test and inspection record must be retained by the operator at its principal place of business or where the vehicle is housed or maintained until the next test of the same type is successfully completed.

I trust this satisfies your inquiry.

Sincerely,

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



060138

180.407
180.416 (d)(5)



Foster
§180.407
§180.416
Cargo Tanks
06-0138

June 9, 2006

Mr. Edward T. Mazzullo, Director
Office of Hazardous Materials Standards
United States Department of Transportation
PHMSA
400 Seventh Street
Washington, DC 20590

RE: Request for Clarification – §180.407 Requirements for test and inspection of specification cargo tanks.

Dear Mr Mazzullo:

Under the leakage test requirements in 180.407 (h) (4), "In addition to a written record of the inspection prepared in accordance with §180.417 (b), the Registered Inspector conducting the test must note the hose identification number, the date of the test, and the condition of the hose assembly and piping system tested". I understand that the test date might not be readily available to the Registered Inspector of a hose that is permanently attached to piping that is mounted on the rear deck of a propane "bobtail" tanker truck. However, since each such vehicle that has been in operation for multiple years must already have the hose permanently marked with a unique identification number, I understand that the identification number of the hose (and the condition of the hose assembly and piping system) must be entered on the leakage test documentation even if the test date is not available to the Registered Inspector. Is my understanding correct?

Sincerely,

A handwritten signature in cursive script that reads "Larry R. Miller".

Larry R. Miller
Training and Regulatory Compliance Manager

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