

Export Administration Regulations, 15 CFR, chapter VII, subchapter C. \* \* \*

(b) The licensee or permittee will retain as part of his records available for examination by ATF officers a copy of the export license and the following information:

(1) A certificate of lading executed by a Customs officer of the foreign country to which the explosive materials are exported; or

(2) A sworn statement of the foreign consignee covering the receipt of the explosive materials; or

(3) The return receipt, or a reproduced copy thereof, signed by the addressee or his agent, where the shipment of explosive materials was made by insured or registered parcel post.

(c) Proof of exportation will be retained by the licensee as part of his permanent records and made available for inspection by any ATF officer.

**Par. 16.** Section 55.141 is amended by revising paragraphs (a)(7), and by removing “.49 CFR Parts 100 to 177,” in paragraph (a)(9) to read as follows:

#### **§ 55.141 Exemptions.**

(a) \* \* \*

(7) The importation and distribution of—

(i) Consumer fireworks and articles pyrotechnic, as defined under § 55.11;

(ii) Explosive auto alarms, that are tubular devices containing a small amount of explosive composition and igniting compound, which are ignited by an electric spark. These devices must be so designed that they will neither burst, nor cause external flame on functioning;

(iii) Toy propellant devices and toy smoke devices consisting of small paper or composition tubes or containers containing a small charge of slow burning propellant powder or smoke producing powder. These devices must be so designed that they will neither burst, nor cause external flame on functioning and ignition elements, if attached, must be of a design approved by the Department of Transportation Associate Administrator for Hazardous Materials Safety (or other official who is designated under Department of Transportation regulations);

(iv) Cigarette loads, trick matches, and trick noise makers, explosive, of a type approved by the Department of Transportation Associate Administrator for Hazardous Materials Safety (or other official who is designated under Department of Transportation regulations) and described as follows:

(A) Cigarette loads consisting of wooden pegs to which are affixed a small amount of explosive composition;

(B) Trick matches consisting of book matches, strike anywhere matches, or

strike-on-box matches that have small amounts of explosive or pyrotechnic composition affixed to the match stem just below the match head;

(C) Trick noise makers, explosive, consisting of spheres containing a small amount of explosive composition; and

(v) Model rocket motors consisting of ammonium perchlorate composite propellant, black powder, or other similar low explosives; containing no more than 62.5 grams of total propellant weight and designed as single use motors or as reload kits capable of reloading no more than 62.5 grams of propellant into a reusable motor casing.

\* \* \* \* \*

**Par. 17.** Section 55.206 is amended by revising paragraph (a), by removing the word “public” in paragraph (b), and by revising paragraph (c)(1) to read as follows:

#### **§ 55.206 Location of magazines.**

(a) Outdoor magazines in which any high explosives are stored must be located no closer to inhabited buildings, passenger railways, highways, or other magazines in which explosive materials are stored, than the minimum distances specified in the table of distances for storage of explosive materials in § 55.218.

\* \* \* \* \*

(c)(1) Outdoor magazines in which blasting agents are stored must be located no closer to inhabited buildings, passenger railways, or highways than the minimum distances specified in the table of distances for storage of explosive materials in § 55.218.

\* \* \* \* \*

**Par. 18.** Section 55.207 is amended by revising paragraph (a)(7)(ii); by adding a new paragraph (a)(7)(iii); by revising the first sentence in paragraph (a)(8); by removing “3/8 inch” in paragraph (a)(9)(v) and adding in its place “1/2 inch”; and by adding new paragraph (c) to read as follows:

#### **§ 55.207 Construction of type 1 magazines.**

\* \* \* \* \*

(a) \* \* \*

(7) \* \* \*

(ii) A fabricated metal roof constructed of 1/4-inch steel lined with three inches of hardwood.

(iii) Any of the bullet-resistant construction criteria specified in paragraph (c) of this section.

(8) *Doors.* All doors are to be constructed of not less than 1/4-inch steel and, effective [Date 1 year after the date of publication of the final rule in the **Federal Register**], lined with at least three inches of hardwood, or otherwise be constructed in accordance with the

bullet-resistant construction criteria specified in paragraph (c) of this section. \* \* \*

\* \* \* \* \*

(c) *Alternate construction standards for storage facilities with respect to bullet resistance.* Storage facilities (magazines) that are constructed according to any of the following minimum specifications are bullet resistant. (All steel and wood dimensions indicated are actual thicknesses. To meet the concrete block and brick dimensions indicated, the manufacturer's represented thicknesses may be used.)

(1) Exterior of 5/8-inch steel, lined with an interior of any type of non-sparking material;

(2) Exterior of 1/2-inch steel, lined with an interior of not less than 3/8-inch plywood;

(3) Exterior of 3/8-inch steel, lined with an interior of two inches of hardwood;

(4) Exterior of 3/8-inch steel, lined with an interior of three inches of softwood or 2 1/4 inches of plywood;

(5) Exterior of 1/4-inch steel, lined with an interior of five inches of softwood or 5 1/4 inches of plywood;

(6) Exterior of 1/4-inch steel, lined with an intermediate layer of two inches of hardwood and an interior lining of 1 1/2 inches of plywood;

(7) Exterior of 3/16-inch steel, lined with an interior of four inches of hardwood;

(8) Exterior of 3/16-inch steel, lined with an interior of seven inches of softwood or 6-inches plywood;

(9) Exterior of 3/16-inch steel, lined with an intermediate layer of three inches of hardwood and an interior lining of 3/4-inch plywood;

(10) Exterior of 1/8-inch steel, lined with an interior of five inches of hardwood;

(11) Exterior of 1/8-inch steel, lined with an interior of nine inches of softwood;

(12) Exterior of 1/8-inch steel, lined with an intermediate layer of four inches of hardwood and an interior lining of 3/4-inch plywood;

(13) Exterior of any type of fire-resistant material that is structurally sound, lined with an intermediate layer of four inches solid concrete block or four inches solid brick or four inches of solid concrete, and an interior lining of 1/2-inch plywood placed securely against the masonry lining;

(14) Standard eight-inch concrete block with voids filled with well-tamped sand/cement mixture;

(15) Standard eight-inch solid brick;

(16) Exterior of any type of fire-resistant material that is structurally