

**§ 177.837 Class 3 materials.**

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(a) *Engine stopped.* Unless the engine of a cargo tank motor vehicle is to be used for the operation of a pump, Class 3 material may not be loaded into, or on, or unloaded from any cargo tank motor vehicle while the engine is running. The diesel engine of a cargo tank motor vehicle may be left running during the loading and unloading of a Class 3 material if the ambient atmospheric temperature is at or below  $-12^{\circ}\text{C}$  ( $10^{\circ}\text{F}$ ).

\* \* \* \* \*

■ 22. In § 177.841, the section heading and paragraph (e)(1) are revised to read as follows:

**§ 177.841 Division 6.1 and Division 2.3 materials.**

\* \* \* \* \*

(e) \* \* \*

(1) Except as provided in paragraph (e)(3) of this section, bearing or required to bear a POISON or POISON INHALATION HAZARD label or placard in the same motor vehicle with material that is marked as or known to be foodstuffs, feed or edible material intended for consumption by humans or animals unless the poisonous material is packaged in accordance with this subchapter and is:

\* \* \* \* \*

**PART 178—SPECIFICATIONS FOR PACKAGINGS**

■ 23. The authority citation for part 178 continues to read as follows:

**Authority:** 49 U.S.C. 5101–5127; 49 CFR 1.53.

■ 24. In § 178.45, in paragraph (h) introductory text, the first sentence is revised to read as follows:

**§ 178.45 Specification 3T seamless steel cylinder.**

\* \* \* \* \*

(h) *Ultrasonic examination.* After the hydrostatic test, the cylindrical section of each vessel must be examined in accordance with ASTM Standard E 213 for shear wave and E 114 for straight beam (IBR, *see* § 171.7 of this subchapter). \* \* \*

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**PART 179—SPECIFICATIONS FOR TANK CARS**

■ 25. The authority citation for part 179 continues to read as follows:

**Authority:** 49 U.S.C. 5101–5127; 49 CFR 1.53.

■ 26. In § 179.1, paragraph (a) is revised to read as follows:

**§ 179.1 General.**

(a) This part prescribes the specifications for tanks that are to be mounted on or form part of a tank car and which are to be marked with a DOT specification.

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■ 27. In 179.3, paragraphs (b) and (c) are revised to read as follows:

**§ 179.3 Procedure for securing approval.**

\* \* \* \* \*

(b) When, in the opinion of the Committee, such tanks or equipment are in compliance with the requirements of this subchapter, the application will be approved.

(c) When such tanks or equipment are not in compliance with the requirements of this subchapter, the Committee may recommend service trials to determine the merits of a change in specifications. Such service trials may be conducted only if the builder or shipper applies for and obtains an exemption.

■ 28. § 179.5 is amended as follows:

■ a. In paragraph (a), the wording “owner, the Department, and” is removed and the wording “owner and” is added in its place;

■ b. In paragraph (b), the last sentence is removed;

■ c. In paragraph (d), in the first sentence, the word “Secretary” is removed and the wording “Executive Director—Tank Car Safety, AAR” is added in its place and in the second sentence, the wording “Bureau of Explosives” is removed and the wording “Executive Director—Tank Car Safety, AAR” is added in its place; and

■ d. Paragraph (c) is revised to read as follows:

**§ 179.5 Certificate of construction.**

\* \* \* \* \*

(c) If the owner elects to furnish service equipment, the owner shall furnish the Executive Director—Tank Car Safety, AAR, a report in prescribed form, certifying that the service equipment complies with all the requirements of the specifications.

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■ 29. In § 179.7, paragraph (f) is revised to read as follows:

**§ 179.7 Quality assurance programs.**

\* \* \* \* \*

(f) No tank car facility may manufacture, repair, inspect, test, qualify or maintain tank cars subject to requirements of this subchapter, unless it is operating in conformance with a

quality assurance program and written procedures required by paragraphs (a) and (b) of this section.

**§ 179.100–13 [Amended]**

■ 30. In § 179.100–13, in paragraphs (b) and (c), the wording “except as prescribed in § 179.102 or § 179.103” is removed and the wording “except as prescribed in §§ 173.314(j), 179.102 or 179.103” is added in its place.

■ 31. In Subpart D, the heading for Subpart D is revised to read as follows:

**Subpart D—Specifications for Non-Pressure Tank Car Tanks (Classes DOT–111AW and 115AW)**

\* \* \* \* \*

■ 32. In § 179.200, the section heading is revised to read as follows:

**§ 179.200 General specifications applicable to non-pressure tank car tanks (Class DOT–111).**

\* \* \* \* \*

**§ 179.200–14 [Amended]**

■ 33. In § 179.200–14, paragraph (f) is removed.

**§ 179.200–23 [Amended]**

■ 34. In § 179.200–23, the section heading is amended by removing the word “safety” and adding the word “pressure” in its place.

**§ 179.200–24 [Amended]**

■ 35. In § 179.200–24, in the table, column 2 is amended by removing the wording “DOT–103–W” and adding the wording “DOT 111A” in its place.

**§ 179.201–1 [Amended]**

■ 36. In § 179.201–1, the table is amended by removing the following entries: DOT–103A–ALW, 103AW, 103ALW, 103ANW, 103BW, 103CW, 103DW, 103EW, 103W, and 104W tank cars.

**§ 179.201–2 [Removed and Reserved]**

■ 37. Section 179.201–2 is removed and reserved.

**§ 179.201–3 [Amended]**

■ 38. In § 179.201–3, in paragraph (b), the wording “DOT–103B, 103BW, 111A60W5” is removed and the wording “DOT–111A60W5” is added in its place.

■ 39. § 179.201–6 is amended as follows:

■ a. In paragraph (a), the wording “103ALW, 103DW, 103W,” is removed;

■ b. In paragraph (b), the wording “103BW,” is removed;

■ c. In paragraph (c), the wording “DOT–103CW, 103DW, 103EW,” is removed and the word “DOT” is added in its place; and