

II.—LIST OF FREQUENTLY CITED VIOLATIONS—Continued

Violation description	Section or cite	Baseline assessment
6. Overfilling or underfilling a package so that the effectiveness is substantially reduced:	173.24(b).	
a. Packing Group I (and § 172.504 Table I materials).	.....	\$9,000.
b. Packing Group II .....	.....	\$6,000.
c. Packing Group III .....	.....	\$3,000.
7. Offering a hazardous material for transportation after October 1, 1996, in a unauthorized non-UN standard packaging marked as manufactured to a DOT specification:	171.14.	
a. packaging meets DOT specification .....	.....	\$3,000.
b. packaging does not meet DOT specification .....	.....	\$5,000 to \$9,000.
8. Failure to mark an overpack with a statement that the inside packages comply with prescribed specifications or standards when specification or standard packaging is required.	173.25(a)(4)	\$3,000.
9. Filling an IBC or a portable tank (DOT, UN, or IM) that is out of test and offering hazardous materials for transportation in that IBC or portable tank.	173.32(a), 180.352, 180.605.	
a. All testing overdue .....	.....	\$3,500 to \$7,000.
b. Only periodic (5 year) test overdue .....	.....	\$3,500.
c. Only intermediate periodic (2.5 year) tests overdue.	.....	\$3,500.
10. Failure to provide the required outage in a portable tank that results in a release of hazardous materials.	173.32(f)(6)	\$6,000 to \$12,000.

Offeror Requirements—Specific hazardous materials

A. Cigarette Lighters:		
Offering for transportation an unapproved cigarette lighter, lighter refill, or similar device, equipped with an ignition element and containing fuel.	173.21(i)	\$7,500.
B. Class 1—Explosives:		
1. Failure to mark the package with the EX number for each substance contained in the package or, alternatively, indicate the EX number for each substance in association with the description on the shipping description.	172.320	\$1,200.
2. Offering an unapproved explosive for transportation:	.....	173.54,
a. Div. 1.3 and 1.4 fireworks meeting the chemistry requirements (quantity and type) of APA Standard 87-1.	173.56(b)	\$5,000 to \$10,000.
b. All other explosives (including forbidden) .....	.....	\$10,000 and up.
3. Offering a leaking or damaged package of explosives for transportation.	173.54(c)	\$10,000 and up.
4. Packaging explosives in the same outer packaging with other materials.	173.61	\$2,500 to \$5,000.
C. Class 7—Radioactive Materials:		
1. Failure to include required additional entries, or providing incorrect information for these additional entries.	172.203(d)	\$1,000 to \$3,000.
2. Failure to mark the gross mass on the outside of a package of Class 7 material that exceeds 110 pounds.	172.310(a)	\$800.
3. Failure to mark each package in letters at least 13 mm (½inch) high with the words "Type A" or "Type B" as appropriate.	172.310(b)	\$800.
4. Placing a label on Class 7 material that understates the proper label category.	172.403	\$5,000.
5. Placing a label on Class 7 material that fails to contain (or has erroneous) entries for the name of the radionuclide(s), activity, and transport index.	172.403(g)	\$2,000 to \$4,000.
6. Failure to meet one or more of the general design requirements for a package used to ship a Class 7 material.	173.410	\$5,000.
7. Failure to comply with the industrial packaging (IP) requirements when offering a Class 7 material for transportation.	173.411	\$5,000.
8. Failure to provide a tamper-indicating device on a Type A package used to ship a Class 7 material.	173.412(a)	\$2,000.
9. Failure to meet the additional design requirements of a Type A package used to ship a Class 7 material.	173.412(b)–(i)	\$5,000.