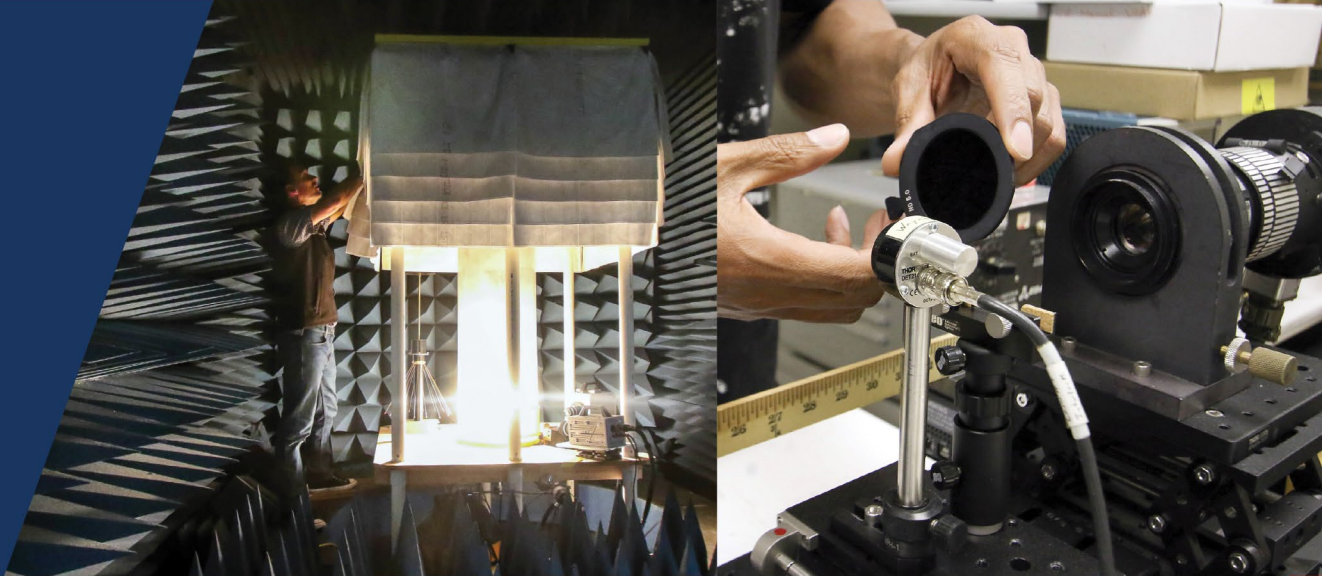




SP 13133 Renewal and the DOT

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Contractors Transportation Management Association

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SPECIAL PERMIT 13133 RECAP

- Not more than 25 g of liquid or solid material
- Energy density not greater than PETN
- No testing required
- No EX number marking required
- Material may be indicated as “Forbidden” in the HMT
- Classed as 1.4E
- Specified shipping configuration
 - Inner, Intermediate, and Outer packaging
- Transported by motor vehicles and cargo aircraft
- Grantee Letter required

TIMELINE

- July 11, 2023 - Renewal application submitted via the PHMSA Portal
 - **August 31, 2023 - “Party to” status set to expire**

“We received your July 11, 2023 application for renewal of DOT-SP 13133 and are processing your request. The application for renewal was not filed in a timely manner as prescribed in 49 CF 107.109(b), i.e., at least 60 days before the expiration date; therefore, if final administrative action is not completed by the expiration date, continued use of your special permit is not authorized after that date.”

-PHMSA

TIMELINE

- August 2, 2023 - FAA Special Agent (Memphis, TN) “working on the renewal” and requested:
 - Clear photographs of the SP 13133 packaging
 - Copies of SP 13133 shipping papers for the last 2 years
 - Hazmat employee and function-specific training records
 - Copies of incident reports for the last two years
 - A copy of the transportation security plan

- August 16, 2023 – FAA confirmed receipt of information

TIMELINE

- August 23, 2023 – FMCSA HAZMAT Specialist schedules a September 12, 2023 Compliance Review to “renew that permit”
 - FMCSA “Hazardous Materials Safety Permit” was renewed on May 30, 2023
 - For a motor carrier with a HMSP, a Compliance Review is required every 5 years

- August 29, 2023 – Contact FAA seeking an update
 - “AXH-600 has the fitness evaluation now, they will contact PHMSA”

TIMELINE

- August 31, 2023 – SP 13133 expires; all operations utilizing SP 13133 are formally suspended

- September 12, 2023 – FMCSA Compliance Review
 - Safety Rating: SATISFACTORY
 - Violations: None
 - Process Breakdown and Remedies: None

- September 13, 2023 – Compliance Review sent to FAA

TIMELINE

- October 2, 2023 – FAA stated “We don’t have any interaction with the motor division or other modes.”
- October 13, 2023 – Renewal Letter received

OBSERVATIONS

- The FAA Special Agent was very thorough / less helpful
- The Compliance Review seemed unrelated to renewal of both the HMSP and SP 13133
- The SAFER P&T Module will address processing times for permits, certificates, registrations, etc.