

II.—LIST OF FREQUENTLY CITED VIOLATIONS—CONTINUED

Violation description	Section or cite	Baseline assessment
4. Failure to mark the date of manufacture or lot number on a DOT-39 cylinder.	178.65(i)	\$3,000.
5. Failure to have a chemical analysis performed in the U.S. for a material manufactured outside the U.S./failure to obtain a chemical analysis from the foreign manufacturer.	Various.....	\$5,000
6. Failure to meet wall thickness requirements	Various	\$7,500 to \$15,000.
7. Failure to heat treat cylinders prior to testing	Various	\$5,000 to \$15,000.
8. Failure to conduct a complete visual internal examination.	Various.....	\$2,500 to \$6,200.
9. Failure to conduct a hydrostatic test, or conducting a hydrostatic test with inaccurate test equipment.	Various.....	\$2,500 to \$6,200.
10. Failure to conduct a flattening test	Various	\$7,500 to \$15,000.
11. Failure to conduct a burst test on a DOT-39 cylinder	178.65(f)(2)	\$5,000 to \$15,000.
12. Failure to have inspections and verifications performed by an inspector.	Various.....	\$7,500 to \$15,000.
13. Failure to maintain required inspector's reports	Various.	
a. No reports at all	\$5,000.
b. Incomplete or inaccurate reports	\$1,000 to \$4,000.
14. Representing a DOT-4 series cylinder as repaired or rebuilt to the requirements of the HMR without being authorized by the Associate Administrator.	180.211(a)	\$6,000 to \$10,800.
F. Cylinder Requalification:		
1. Failure to remark as DOT 3AL an aluminum cylinder manufactured under a former exemption or special permit.	173.23(c)	\$800.
2. Certifying or marking as retested a nonspecification cylinder.	180.205(a)	\$800.
3. Failure to have retester's identification number (RIN)	180.205(b).....	\$4,000.
4. Failure to have current authority due to failure to renew a retester's identification number (RIN).	180.205(b)	\$2,000.
5. Failure to have a retester's identification number and marking another RIN on a cylinder.	180.205(b)	\$7,200.
6. Marking a RIN before successfully completing a hydrostatic retest.	180.205(b)	\$800.
7. Representing, marking, or certifying a cylinder as meeting the requirements of an exemption or special permit when the cylinder was not maintained or retested in accordance with the exemption or special permit.	171.2(c), (e), 180.205(c) , Applicable exemption or special permit.	\$2,000 to \$6,000.
8. Failure to conduct a complete visual external and internal examination.	180.205(f)	\$2,100 to \$5,200.
9. Failure to conduct visual inspection or hydrostatic retest.	180.205(f) & (g)	\$4,200 to \$10,400.
10. Performing hydrostatic retesting without confirming the accuracy of the test equipment.	180.205(g)(3) .	\$2,100 to \$5,200.
11. Failure to hold hydrostatic test pressure for 30 seconds or sufficiently longer to allow for complete expansion.	180.205(g)(5) .	\$3,100.
12. Failure to perform a second retest, after equipment failure, at a pressure increased by the lesser of 10% or 100 psi (includes exceeding 90% of test pressure prior to conducting a retest).	180.205(g)	\$3,100.
13. Failure to condemn a cylinder when required (e.g., permanent expansion of 10% [5% for certain exemption or special permit cylinders], internal or external corrosion, denting, bulging, evidence of rough usage).	180.205(i)	\$6,000 to \$10,800.
14. Failure to properly mark a condemned cylinder or render it incapable of holding pressure.	180.205(i)(2) ..	\$800.
15. Failure to notify the cylinder owner in writing when a cylinder has been condemned.	180.205(i)(2) ..	\$1,000.

vessel a copy of its current Certificate of Registration or another document bearing the current registration number identified as the "U.S. DOT Hazmat Reg. No."

(d) Each person subject to this subpart must furnish its Certificate of Registration (or a copy thereof) and all other records and information pertaining to the information contained in the registration statement to an authorized representative or special agent of DOT upon request.

[Amdt. No. 107-26, 57 FR 30630, July 9, 1992, as amended at 57 FR 37902, Aug. 21, 1992; Amdt. 107-26, 58 FR 12545, Mar. 5, 1993; Amdt. 107-31, 59 FR 32932, June 27, 1994; 70 FR 56089, Sept. 23, 2005]

Subpart H—Approvals, Registrations and Submissions

SOURCE: Amdt. 107-38, 61 FR 21100, May 9, 1996, unless otherwise noted.

§107.701 Purpose and scope.

(a) This subpart prescribes procedures for the issuance, modification and termination of approvals, and the submission of registrations and reports, as required by this chapter.

(b) The procedures of this subpart are in addition to any requirements in subchapter C of this chapter applicable to a specific approval, registration or report. If compliance with both a specific requirement of subchapter C of this chapter and a procedure of this subpart is not possible, the specific requirement applies.

(c) Registration under subpart F or G of this part is not subject to the procedures of this subpart.

[Amdt. 107-38, 61 FR 21100, May 9, 1996; Amdt. 107-38, 61 FR 27948, June 3, 1996]

§107.705 Registrations, reports, and applications for approval.

(a) A person filing a registration, report, or application for an approval, or a renewal or modification of an approval subject to the provisions of this subpart must—

(1) File the registration, report, or application with the Associate Administrator for Hazardous Materials Safety (Attention: Approvals, PHH-32), Pipeline and Hazardous Materials Safety Administration, U.S. Department of Transportation, East Building,

2nd Floor, E23-406, 1200 New Jersey Avenue, SE., Washington, DC 20590-0001. Alternatively, the document with any attached supporting documentation in an appropriate format may be filed by facsimile (fax) to: (202) 366-3753 or (202) 366-3308 or by electronic mail (email) to: *approvals@dot.gov*.

(2) Identify the section of the chapter under which the registration, report, or application is made;

(3) If a report is required by an approval, a registration or a special permit, identify the approval, registration or special permit number;

(4) Provide the name, street and mailing addresses, e-mail address optional and telephone number of the person on whose behalf the registration, report, or application is made and, if different, the person making the filing;

(5) If the person on whose behalf the filing is made is not a resident of the United States, provide a designation of agent for service in accordance with § 105.40;

(6) Provide a description of the activity for which the registration or report is required; and

(7) Provide additional information as requested by the Associate Administrator, if the Associate Administrator determines that a filing lacks pertinent information or otherwise does not comply with applicable requirements.

(b) In addition to the provisions in paragraph (a) for an approval, an application for an approval, or an application for modification or renewal of an approval, the applicant must provide—

(1) A description of the activity for which the approval is required;

(2) The proposed duration of the approval;

(3) The transport mode or modes affected, as applicable;

(4) Any additional information specified in the section containing the approval; and

(5) For an approval which provides exceptions from regulatory requirements or prohibitions—

(i) Identification of any increased risk to safety or property that may result if the approval is granted, and specification of the