



U.S. Department  
of Transportation

**Pipeline and Hazardous  
Materials Safety  
Administration**

1200 New Jersey Avenue SE  
Washington, DC 20590

JUL 28 2015

Ms. Daisy Tate  
Export Manager  
W.J. Byrnes & Co.  
4455 S. Park Ave., Suite 113  
Tucson, AZ 85714

Reference No. 15-0108

Dear Ms. Tate:

This is in response to your June 03, 2015 e-mail regarding requirements under the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180) applicable to emergency response telephone number requirements. Specifically you ask if a cell phone number provided by the offeror may be used to meet the emergency response telephone number requirements in § 172.604 provided the individual at the number provided has knowledge of the hazardous material being shipped and is available 24 hours a day seven days a week.

The answer to your question is yes. Section 172.604(a) requires a person that offers a hazardous material for transportation to provide an emergency response telephone number of a person who is either knowledgeable of the hazardous material being shipped and has comprehensive emergency response and incident mitigation information for that material, or has immediate access to a person who possesses such knowledge, and that the number is a number that is monitored at all times the hazardous material is in transportation (including storage incidental to transportation). There is nothing in the HMR which would prohibit the emergency response telephone number from being the cell phone number of a person if that person is capable of providing the information required by § 172.604(a)(1) at all times the hazardous material is in transportation as required by § 172.604(a)(2).

I trust this information is helpful. If you have further questions, please do not hesitate to contact this office.

Sincerely,

Duane A. Pfund  
International Standards Coordinator  
Standards and Rulemaking Division

Webb  
3172.604  
Emergency response

**Dodd, Alice (PHMSA)**

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15-0108

**From:** Geller, Shelby CTR (PHMSA)  
**Sent:** Wednesday, June 03, 2015 4:39 PM  
**To:** Hazmat Interps  
**Subject:** FW: Request for formal letter of interpretation

Dear Shante and Alice,

Attached is request for a formal letter of interpretation. Ms Tate spoke with Jordan Rivera in the HMIC.

Thanks,  
Shelby

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**From:** Daisy Tate [<mailto:daisy.tate@byrnesglobal.com>]  
**Sent:** Wednesday, June 03, 2015 12:43 PM  
**To:** INFOCNTR (PHMSA)  
**Subject:** Request for formal letter of interpretation

The below question was submitted and I was advised to send this a formal request for a letter of interpretation.

Please advise on the below question, thank you

Regards,

Daisy Tate  
Export Manager  
**W.J. Byrnes & Co.**  
Phone: 520-889-2275 Fax: 520-294-0330

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**From:** Daisy Tate [<mailto:daisy.tate@byrnesglobal.com>]  
**Sent:** Tuesday, June 02, 2015 1:38 PM  
**To:** [infocntr@dot.gov](mailto:infocntr@dot.gov)  
**Subject:** Question regarding the Emergency Contact Telephone number on the Bill of Lading

Please advise if the shipper's representative's cell phone number is acceptable as the Emergency Contact Telephone number, when this individual has knowledge of the hazardous material and is available 24/7 on this number.

Regards,

Daisy Tate  
Export Manager  
**W.J. Byrnes & Co.**  
4455 S. Park Avenue, Suite 113, Tucson, Arizona 85714  
Phone: 520-889-2275 Fax: 520-294-0330 [tus@byrnesglobal.com](mailto:tus@byrnesglobal.com) [www.byrnesglobal.com](http://www.byrnesglobal.com)

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