

## 49 CFR 385.403 - WHO MUST HOLD A SAFETY PERMIT?

§ 385.403 Who must hold a safety permit?

After the date following January 1, 2005, that a motor carrier is required to file a Motor Carrier Identification Report Form (MCS-150) according to the schedule set forth in § [390.19\(a\)](#) of this chapter, the motor carrier may not transport in interstate or intrastate commerce any of the following hazardous materials, in the quantity indicated for each, unless the motor carrier holds a safety permit:

- (a) A highway route-controlled quantity of a Class 7 (radioactive) material, as defined in § [173.403](#) of this title;
  - (b) More than 25 kg (55 pounds) of a Division 1.1, 1.2, or 1.3 (explosive) material or an amount of a Division 1.5 (explosive) material requiring placarding under part [172 of this title](#);
  - (c) More than one liter (1.08 quarts) per package of a “material poisonous by inhalation,” as defined in § [171.8](#) of this title, that meets the criteria for “hazard zone A,” as specified in § [173.116\(a\)](#) or § [173.133\(a\)](#) of this title;
  - (d) A “material poisonous by inhalation,” in a “bulk packaging,” both as defined in § [171.8](#) of this title, that meets the criteria for “hazard zone B,” as specified in § [173.116\(a\)](#) or § [173.133\(a\)](#);
  - (e) A “material poisonous by inhalation,” as defined in § [171.8](#) of this title, that meets the criteria for “hazard zone C,” or “hazard zone D,” as specified in § [173.116\(a\)](#) of this title, in a packaging having a capacity equal to or greater than 13,248 L (3,500) gallons; or
  - (f) A shipment of compressed or refrigerated liquefied methane or liquefied natural gas, or other liquefied gas with a methane content of at least 85 percent, in a bulk packaging having a capacity equal to or greater than 13,248 L (3,500 gallons).
- [[69 FR 39367](#), June 30, 2004, as amended at [77 FR 59826](#), Oct. 1, 2012]