

**SUBJECT 13**

**Re:** Kits, industrial spill containment — Item 108140

**Contact:** Angela L. Li Telephone — (703) 838-1882 angela.li@nmfta.org

**Proponent:** Freight Classification Development Council

**Present Classification Provisions**

Item	Description	Class
108107	<b>Kits</b> , emergency, including <b>First Aid Kits, Highway Emergency Kits, Emergency Preparedness Kits or Survival Kits</b> , NOI, see Notes, items 108108 and 108109, in boxes, subject to Item 170 and having a density in pounds per cubic foot of:	
Sub 1	Less than 1.....	400
Sub 2	1 but less than 2.....	300
Sub 3	2 but less than 4.....	250
Sub 4	4 but less than 6.....	175
Sub 5	6 but less than 8.....	125
Sub 6	8 but less than 10.....	100
Sub 7	10 but less than 12.....	92.5
Sub 8	12 but less than 15.....	85
Sub 9	15 but less than 22.5.....	70
Sub 10	22.5 but less than 30.....	65
Sub 11	30 or greater.....	60
108108	NOTE—Applies on kits for commercial, institutional or personal use, containing a complement of support equipment, tools, provisions, supplies or other related accessories, for the control or remediation of incident, accident or emergency.	
108109	NOTE—Does not apply on kits containing narcotics or other controlled substances nor on kits containing articles subject to the U.S. Department of Transportation hazardous materials regulations.	
108140	<b>Kits</b> , industrial spill containment, for acids, caustic substances or petroleum, see Note, item 108141, on pallets.....	65
108141	NOTE—Applies on spill containment kits comprised of absorption material, plastic container, brush, shovel and safety equipment such as: steel-toe rubber boots, headgear and face shield, goggles, gloves, apron or disposable clothing.	

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**Proposed Classification Provisions**

Item	Description	Class
108107	<b>Kits</b> , emergency, including <b>First Aid Kits, Highway Emergency Kits, Emergency Preparedness Kits or Survival Kits</b> , NOI, see Notes, items 108108 and 108109, in boxes, subject to Item 170 and having a density in pounds per cubic foot of:	
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Sub 11	30 or greater.....	60
108108	NOTE—No change.	
108109	NOTE—No change.	
108140	<b>Kits</b> , industrial spill containment, for acids, caustic substances or petroleum, etc.....	⇒Cancel; see item 108107
108141	NOTE—⇒Cancel; no further application.	

**Analysis and Conclusion**

To address interpretive concerns regarding industrial spill containment kits, this proposal would cancel item 108140 with reference to item 108107 to foster clarification and simplification.

Note, item 108141, would be canceled as having no further application.