DISPOSITION BULLETIN 1370

October 4, 2024

NOTICE OF DISPOSITION – DOCKET 2024-3

This notice reflects proposed amendments discussed by the Freight Classification Development Council (FCDC) at the public meeting on September 30, 2024, and the action of the FCDC on each proposal.

Amendments resulting from the dispositions herein will be published in a supplement to the National Motor Freight Classification® (NMFC®) that is scheduled to be issued on October 31, 2024, with an effective date of November 30, 2024. ClassIT® will be automatically updated on November 30, 2024.

Information on the FCDC and its procedures for amending the NMFC and ClassIT may be obtained online at **www.nmfta.org.** Click on "NMFC National Motor Freight Classification." If you need assistance, please contact FCDC@nmfta.org.

Please reference the docket and subject numbers on all correspondence.

FREIGHT CLASSIFICATION DEVELOPMENT COUNCIL

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SUBJECT 1 — DOCKET 2024-3 — DISAPPROVED

THIS SUBJECT PROPOSED THE FOLLOWING AMENDMENTS THAT WERE NOT ADOPTED

Item	Description	Class
	CHEMICALS GROUP: subject to item 42600	
⇉45463	✪**Organic Peroxides,** NOI, see Note, item 45464, in U.S. DOT-authorized packaging, requiring temperature control per U.S. DOT regulations	200
45464	NOTE—Applies on materials regulated by the U.S. Department of Transportation as a Hazard Class 5, Division 5.2, Organic Peroxide, as defined in 49 CFR §173.128 and required to bear a notice to that effect on bills of lading and packaging.	
⇉A-NEW	✪**Organic Peroxides,** not requiring temperature control, DOT Transport Type B, in U.S. DOT-authorized packaging, see Note, item 45464	70
⇉B-NEW	✪**Organic Peroxides,** not requiring temperature control, DOT Transport Type C, in U.S. DOT-authorized packaging, see Note, item 45464	70
⇉C-NEW	✪**Organic Peroxides,** not requiring temperature control, DOT Transport Type D, in U.S. DOT-authorized packaging, see Note, item 45464	70
⇉D-NEW	✪**Organic Peroxides,** not requiring temperature control, DOT Transport Type E, in U.S. DOT-authorized packaging, see Note, item 45464	70
⇉E-NEW	✪**Organic Peroxides,** not requiring temperature control, DOT Transport Type F, in U.S. DOT-authorized packaging, see Note, item 45464	70

Comment: The FCDC voted to disapprove this proposal. The current provisions will continue to apply.

Contact: Adam Mercer fcdc@nmfta.org

SUBJECT 2 — DOCKET 2024-3 — APPROVED AS MODIFIED

Item	Description	Class
39900	**CANDY GROUP,** etc	⇉Cancel; no further application
39901	NOTE—⇉Cancel; no further application.	
39910	**Cake Decorations,** consisting of ornaments or candle holders made of sugar, with or without other ingredients or wire skewer for attaching, etc	⇉Cancel; see item 40100
39915	**Candy Canes,** etc	⇉Cancel; see item 40100
39920	**Candy or Chewing Gum and Toys or Novelties,** etc	⇉Cancel; see item 40100
39921	NOTE—⇉Cancel; see item 40101.	
39930	**Candy Filler,** dry, NOI, etc	⇉Cancel; see item 40100

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SUBJECT 2 — DOCKET 2024-3 — APPROVED AS MODIFIED—Continued

Item	Description	Class
	CANDY GROUP: subject to item 39900	
39940	**Candy Fondant (Candy Filler), Confectionery Paste or Powder,** NOI, **or Frosting, Glaze or Icing,** etc	⇉Cancel; see item 40100
39942	NOTE—⇉Cancel; no further application.	
39960	**Candy or Confectionery,** hollow mold, chocolate or other than chocolate, etc	⇉Cancel; see item 40100
39970	**Candy,** NOI, **or Chocolate Candy,** NOI, etc	⇉Cancel; see item 40100
39976	NOTE—⇉Cancel; no further application.	
39980	**Chewing Gum,** etc	⇉Cancel; see item 40100
39990	**Chocolate,** etc	⇉Cancel; see item 40100
40015	**Coating, Finish or Glaze,** candy, chocolate, ice cream or peanut, NOI, etc	⇉Cancel; see item 40100
40020	**Cones,** marshmallow-cream filled, etc	⇉Cancel; see item 40100
40023	**Cotton Candy,** etc	⇉Cancel; see item 40100
40025	**Figures or Images,** marshmallow, other than grained, coated or not coated, etc	⇉Cancel; see item 40100
40027	NOTE—⇉Cancel; no further application.	
40030	**Ginger,** candied or crystallized, etc	⇉Cancel; see item 40100
40060	**Icing Powder,** etc	⇉Cancel; see item 40100
40062	NOTE—⇉Cancel; no further application.	
40075	**Licorice Candy,** etc	⇉Cancel; see item 40100
40076	NOTE—⇉Cancel; no further application.	
40085	**Marshmallows,** NOI, etc	⇉Cancel; see item 40100

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SUBJECT 2 — DOCKET 2024-2 — APPROVED AS MODIFIED — Continued

Item	Description	Class
⇉40100 (A-NEW)	**Candy, Chocolate, Confections or Related Articles,** ⇉see Notes, items 40101 and 40102, **viz.:**	
	Candy, Chocolate or Confections, NOI;	
	Candy Fondant (Candy Filler);	
	Chewing Gum;	
	Coatings, Finishes, Glazes, Sauces or Toppings, candy, chocolate, fruit, nut, dessert or ice cream, NOI, including **Marshmallow Creme, Nuts (Nutmeats) in Syrup or Sprinkles;**	
	Confectionery Paste or Powder;	
	Frosting, Icing or Icing Powder;	
	Marshmallows;	
	In bags, boxes, drums or Packages 128, 1000, 1500, 2231, 2390, 2443 or 2495, ⇉subject to Item 170 and having a density in pounds per cubic foot of:	
Sub 1	Less than 10	150
Sub 2	10 but less than 15	92.5
Sub 3	15 or greater	77.5
⇉40101 (B-NEW)	NOTE—Also applies on candy, chocolate, confections or chewing gum contained in, attached to or packaged with toys or novelties, including baskets with candy, chocolate, confections or chewing gum, with or without toys or novelties, or candy, chocolate or confections in the form of toys or novelties.	
⇉40102 (C-NEW)	NOTE—Also applies when articles are shipped in or on point-of-purchase display racks or stands, in boxes, or in boxes that serve as point-of-purchase display racks or stands.	
~~⇉D-NEW~~	~~NOTE—Articles requiring temperature control must be so notated on bills of lading and shipping orders, and containers or packages must also be so marked.~~	

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SUBJECT 2 — DOCKET 2024-2 — APPROVED AS MODIFIED — Concluded

Item	Description	Class
	FOODSTUFFS GROUP: subject to item 72000	
73259	NOTE—No Change.	
73260	**Foodstuffs,** other than frozen, **Group IV, viz.:**	
	⇉~~**Desserts, Dessert Toppings or Related Foods,** NOI, not required by the U.S. Department of Transportation to bear a Hazard Class or Hazard Division label or placard, see Note, items 73262 and 73264.~~	
	⇉**Desserts or Related Foods,** NOI, not required by the U.S. Department of Transportation to bear a Hazard Class or Hazard Division label or placard, see Note, items 73262 and 73264;	
	Foodstuffs, NOI, not required by the U.S. Department of Transportation to bear a Hazard Class or Hazard Division label or placard, see Note, item 73264;	
	[Other Articles Listed—No Change.]	
	In bags, boxes, drums or Packages 128, 223, 510, 1000, 1400, 1500, 2093, 2231, 2404, 2414, 2416, 2421, 2425, 2463, 2498 or 2507, 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
73261	NOTE—No Change.	
73262	⇉NOTE—Provisions for desserts or related foods include, but are not limited to:	
	Crusts, pie or tart;	
	Dessert Mixes or Preparations, NOI;	
	Dishes, Bowls, Ice Cream Cones or Shells, edible, NOI;	
	Dough, prepared;	
	Gelatine Dessert.	
73263	NOTE—No Change.	
73264	NOTE—No Change.	

Comment: Various items applying on candy and other related commodities are canceled with reference to a new item, which, as modified, provides classes based on density breaks at 10 and 15 pcf, with a one-class adjustment from density guidelines to reflect the identified negative handling, stowability, and liability issues. The "viz." listing in item 73260 is amended, as shown, as is Note, item 73262. Note, item 39921 is canceled with reference to new Note, item 40101, and multiple other Notes are canceled with no further application. As modified, Note, item D-NEW is not established.

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SUBJECT 3 — DOCKET 2024-3 — APPROVED AS MODIFIED

Item	Description	Class
	MACHINERY GROUP: subject to item 114000	
120790	**Engines,** internal combustion, automobile or tractor, used, etc	⇉Cancel; see item ⇉120850
120791	NOTE—⇉Cancel; no further application.	
⇉120800	**Engines,** internal combustion, NOI, etc	⇉Cancel; see item 120850
120801	NOTE—⇉Cancel; no further application.	
120803	NOTE—⇉Cancel; see Note, item 120851.	
120804	NOTE—⇉Cancel; no further application.	
120805	NOTE—⇉Cancel; see Note, item 120852.	
120806	NOTE—⇉Cancel; see Note, item 120853.	
⇉120850	**Engines,** internal combustion, NOI, see ⇉Notes, items 120851 and 120852:	
Sub 1	In boxes or crates, subject to Item 170 and having a density in pounds per cubic foot of:	
Sub 2	Less than 8	150
Sub 3	8 but less than 12.....	100
Sub 4	12 but less than 15.....	85
Sub 5	15 or greater.....	70
Sub 6	On shipping racks or cradles, or in packages other than boxes or crates, see ⇉Note, item 120853, subject to Item 170 and having a density in pounds per cubic foot of:	
Sub 7	Less than 8	175
Sub 8	8 but less than 12.....	110
Sub 9	12 but less than 15.....	92.5
Sub 10	15 or greater.....	77.5
Sub 11	Mounted on trailers or wheeled shipping racks, see ⇉Note, item 120853, subject to Item 170 and having a density in pounds per cubic foot of:	
Sub 12	Less than 8	200
Sub 13	8 but less than 12.....	125
Sub 14	12 but less than 15.....	100
Sub 15	15 or greater.....	85
⇉120851	NOTE— Also applies on accessories, attachments or parts attached to engines with which shipped, or detached and in same package with or separate package from engines.	
⇉120852	NOTE—Internal combustion engines must be drained of all liquids, except as necessary to prevent rust, corrosion or other damage. If internal combustion engines contain liquids to prevent rust, corrosion or other damage, then the engines must be completely enclosed so as to prevent leaking.	
⇉120853	NOTE—Articles must be protected by packing forms or other packaging materials necessary to afford adequate protection against damage.	

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SUBJECT 3 — DOCKET 2024-3 — APPROVED AS MODIFIED — Concluded

Comment: As modified, items 120790 and 120800 are canceled with reference to new item 120850, naming "Engines, internal combustion, NOI," which provides classes predicated on packaging and density, with breaks at 8, 12, and 15 pcf. Notes, items 120791, 120801 and 120804 are canceled with no further application, and, as modified, Notes, items 120803, 120805 and 120806 are canceled and reestablished attendant to item 120850.

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SUBJECT 4 — DOCKET 2024-3 — APPROVED AS MODIFIED

Item	Description	Class
	FURNITURE GROUP: subject to item 79000	
⇉79270 (A-NEW)	**Countertops or Tabletops,** NOI, in packages, see Note, item ⇉79271:	
Sub 1	Greatest dimension exceeding 96 inches, subject to Item 170 and having a density in pounds per cubic foot of:	
Sub 2	Less than 12	150
Sub 3	12 or greater	77.5
Sub 4	Greatest dimension not exceeding 96 inches, subject to Item 170 and having a density in pounds per cubic foot of:	
Sub 5	Less than 12	125
Sub 6	12 or greater	70
⇉79271 (B-NEW)	NOTE—Articles tendered for shipment on lift truck skids, pallets or platforms must be securely fastened to and must not overhang the edges of the lift truck skid, pallet or platform deck. Exposed surfaces and edges must be protected by packing forms or other packaging materials so as to withstand the normal rigors of the less-than-truckload environment.	

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SUBJECT 4 — DOCKET 2024-3 — APPROVED AS MODIFIED — Continued

Item	Description	Class
	FURNITURE GROUP: subject to item 79000	
79300	**Furniture or Furniture Parts, viz.:**	
	Tables, NOI, see Note, item 79306;	
	[Other Articles Listed—No Change.]	
	In boxes or crates, 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
79301	NOTE—No Change.	
79302	NOTE—No Change.	
79303	NOTE—No Change.	
79304	NOTE—No Change.	
79305	NOTE—No Change.	
⇉79306 (C-NEW)	NOTE—Does not apply on countertops or tabletops. For applicable provisions, see item 79270.	
	GLASSWARE GROUP: subject to item 87500	
88580	**Tops,** counter or table, opaque glass over $^{5}/_{16}$ inch thick with fiberboard, plywood or magnesite composition base, with metal or plastic rims, etc	⇉Cancel; see item 79270
	GRAVEL OR STONE GROUP: subject to item 87500	
90500	**Stone Blocks, Pieces or Slabs,** granite, marble, limestone, sandstone, coquina or cast stone, NOI, see Notes, items 90502, 90503 and 90504:	
Sub 1	Mounted diagonally or vertically on lift truck skids, pallets or platforms or on shipping carriers or racks, see Notes, items 90508 and 90509	150
Sub 2	In boxes or crates, or on lift truck skids, pallets or platforms, other than as set forth in sub 1, see ⇉Note, item 90509:	
Sub 3	Exceeding 96 inches in length	85
Sub 4	Not exceeding 96 inches in length	60
90502	NOTE—No Change.	
90503	NOTE—Provisions also apply on granite, marble, limestone, sandstone, coquina or cast stone blocks, pieces or slabs represented as ⇉**Fireplace Hearths, Signs or Grave Markers (Gravestones),** other than figures, images or statuary. Provisions do not apply on cast or natural stone sink or bathroom vanity tops, as named in item 159530, nor on cast or natural stone represented as facing, flooring, paving or promenade tile, or quarries, as named in item 182340.	

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SUBJECT 4 — DOCKET 2024-3 — APPROVED AS MODIFIED — Concluded

Item	Description	Class
	GRAVEL OR STONE GROUP: subject to item 87500	
90504	NOTE—No Change.	
90506	NOTE—⇉Cancel; no further application.	
90508	NOTE—No Change.	
90509	NOTE—No Change.	

Package 94F

⇉Cancel; no further application.

Comment: Item 88580 is canceled with reference to new item 79270, naming "Countertops or Tabletops, NOI," which provides classes predicated on greatest dimension and density, with a single break at 12 pcf. Note, item 90503 is amended, and item 90500 is updated accordingly. New Note, item 79271 is established attendant to item 79270, and, as modified, Note, item 79271 is referenced in item 79270. Note, item 90506 is canceled with no further application, as is Package 94F.

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SUBJECT 5 — DOCKET 2024-3 — APPROVED AS MODIFIED

Item	Description	Class
28660	**Bottles,** including **Jacketed Vacuum Bottles (Thermos Bottles).....** ⇉Cancel; see item ⇉28670	
28661	NOTE—⇉Cancel; no further application.	
⇉28670	**Bottles, Cups or Tumblers,** insulated, **or Jacketed Vacuum Bottles (Thermos Bottles),** 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

Comment: As modified, item 28660 is canceled with reference to new item 28670, naming "Bottles, Cups or Tumblers, insulated, or Jacketed Vacuum Bottles (Thermos Bottles)," which provides the FCDC's standard 11-subprovision density scale. Additionally, Note, item 28661 is canceled with no further application.

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SUBJECT 6 — DOCKET 2024-3 — APPROVED AS DOCKETED

Item	Description	Class
63160	**Switches, Switch Boxes, Electrical Enclosures or Electrical Wiring Equipment,** see Note, item 63162, **viz.:** **Circuit Breakers or Switches,** including **Air-Break Switches or Timing Switches;** **Electric Meter Sockets;** **Electrical Enclosures,** NOI; **Fittings,** electrical conduit, NOI; **Junction Boxes or Cabinets;** **Outlet Box Covers,** other than outlet box plates; **Outlet Boxes;** ⇉**Surge Arresters, Protectors or Suppressors;** **Switch Boxes,** NOI; **Terminal Boxes or Housings;** **Terminal or Junction Blocks;** **Terminals,** electrical cable or wiring, NOI, including **Connectors or Butt Splices,** see Note, item 63163; **Uninterruptible Power Supplies (UPSs),** see Note, item 63164; In boxes, see Note, item 63161, 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
63161	NOTE—No Change.	
63162	NOTE—No Change.	
63163	NOTE—No Change.	
63164	NOTE—No Change.	

Comment: Item 63160 is amended to include, "Surge Arresters, Protectors or Suppressors" in the "viz."

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SUBJECT 7 — DOCKET 2024-3 — APPROVED AS DOCKETED

Item	Description	Class
⇉108520	**Kits, Sets or Simulators,** visual teaching or visual management aid, other than optical instruments, 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
108522	NOTE—⇉Cancel; no further application.	

Comment: Item 108520 is amended to include the term "Simulators." Concurrently, Note, item 108522, is canceled with no further application.

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SUBJECT 8 — DOCKET 2024-2 — APPROVED AS DOCKETED

Item	Description	Class
	MACHINERY GROUP: subject to item 114000	
126680	**Pipe Bending or Cleaning Machines**	⇉Cancel; see item 133300
126720	**Plate or Sheet Metal Bending Machines,** etc	⇉Cancel; see item 133300
133300	**Machinery or Machines,** NOI, **or Machinery or Machine Parts,** NOI:	
Sub 1	In boxes, crates or Packages 107, 1082 or 2107, subject to Item 170 and having a density in pounds per cubic foot of:	
Sub 2	Less than 5	250
Sub 3	5 but less than 10.....	125
Sub 4	10 but less than 15.....	85
Sub 5	15 or greater.....	65
Sub 6	On skids or in packages other than boxes, crates or Packages 107, 1082 or 2107, subject to Item 170 and having a density in pounds per cubic foot of:	
Sub 7	Less than 5	400
Sub 8	5 but less than 10.....	175
Sub 9	10 but less than 15.....	100
Sub 10	15 or greater.....	77.5

Comment: Items 126680 and 126720 are canceled with reference to item 133300 to address interpretive concerns.

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