



Reply to the attention of: DEP/FAP/AL

MAR 29 2012

J. Lenise Lago, Deputy Chief, Business Operations
United States Department of Agriculture
U.S. Forest Service
1400 Independence Avenue, S.W.
Washington, DC 20250

Dear Ms. Lago:

Thank you for your submission of the U.S. Forest Service's (USFS's) request for the Occupational Safety and Health Administration's (OSHA's) approval of a USFS supplemental standard allowing fire crews to use small aluminum fuel bottles (commonly referred to as Sigg bottles) to transport fuel. Your request noted that OSHA's standard 29 CFR 1910.106, *Flammable and Combustible Liquids*, does not address the need for fire crews to carry their own fuel during wildland firefighting operations.

In response to your request for review, we compared your provided supplemental standard, *Forest Service Supplemental Standard for Containers and Portable Tanks Transport*, with OSHA's §1910.106 standard to determine whether it provided similar protection. At this time, OSHA has not identified any inconsistencies between §1910.106 and your provided supplemental standard. OSHA has no objection to the adoption of the *Supplemental Standard for Containers and Portable Tanks Transport* by the U.S. Forest Service.

Disclaimer: OSHA based this decision on our comparison of the U.S. Forest Service's *Supplemental Standard for Containers and Portable Tanks Transport* and OSHA's §1910.106, *Flammable and Combustible Liquids*, and only as it relates to mobile fire crew operations. Our review did not consider and cannot be applied to any other OSHA standard or operation not referenced in your original correspondence.

Thank you for your interest in occupational safety and health. We hope you find this information helpful. OSHA requirements are set by statute, standards and regulations. Our interpretation letters explain these requirements and how they apply to particular circumstances, but they cannot create additional employer obligations. This letter constitutes OSHA's interpretation of the requirements discussed. Note that our enforcement guidance may be affected by changes to OSHA rules. Also, from time to time we update our guidance in response

to new information. To keep apprised of such developments, you can consult OSHA's website at www.osha.gov. If you have any further questions, please feel free to contact the Office of Federal Agency Programs at (202) 693-2122.

Sincerely,

A handwritten signature in black ink, appearing to read 'Thomas Galassi', written in a cursive style.

Thomas Galassi, Director
Directorate of Enforcement Programs