

## AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]

### Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 200.14, the Department of Agriculture and Land Stewardship hereby gives Notice of Intended Action to amend Chapter 43, “Fertilizers and Agricultural Lime,” Iowa Administrative Code.

The proposed amendment adopts the newest national safety standards for the safety and handling of anhydrous ammonia. The proposed amendment will necessitate that the emergency shut-off valve required in the line going to the remote transfer station be placed on the intake side of the pump. Additional information about the new standards can be found at <http://www.iowaagriculture.gov/feedandfertilizer/pdfs/2015/IowasadaptationofthenewAmmoniaStandards.pdf>. The Department intends to make the rule effective January 1, 2016.

A public hearing will be held on June 18, 2015, at 1 p.m. in the Second Floor Conference Room, Wallace State Office Building, 502 East Ninth Street, Des Moines, Iowa.

Any interested persons may make written suggestions or comments on the proposed amendment on or before June 18, 2015. Written comments should be addressed to Margaret Thomson, Iowa Department of Agriculture and Land Stewardship, Wallace State Office Building, 502 East Ninth Street, Des Moines, Iowa 50319. Comments may be submitted by fax to (515)281-6236 or by e-mail to [Margaret.Thomson@IowaAgriculture.gov](mailto:Margaret.Thomson@IowaAgriculture.gov).

The proposed amendment is subject to the Department’s general waiver provisions.

After analysis and review of this rule making, the new national standards may have an impact on jobs for a manufacturer whose equipment does not comply with the national standards. Additionally, an estimated 15 percent of anhydrous tanks would require improved safety by moving the location of the emergency shut-off valve at a cost per tank of between \$400 to \$750 plus labor. This amendment is necessary to maintain and protect the safety of Iowa farmers and applicators.

This amendment is intended to implement Iowa Code section 200.14.

The following amendment is proposed.

Amend rule 21—43.6(200) as follows:

**21—43.6(200) Standard for the storage and handling of anhydrous ammonia.** The Compressed Gas Association’s (CGA’s) American National Standard Safety Requirements for the Storage and Handling of Anhydrous Ammonia (6th edition), commonly referred to as ~~ANSI K61.1-1989 revision, approved March 17, 1989~~ ANSI/CGA G-2.1 2014, is adopted by this reference as the official requirement for the storage and handling of anhydrous ammonia, with the following exceptions:

1. Strike subrule ~~3.4.1.1~~ 3.1 in its entirety and insert in lieu thereof the following:

~~3.4.1.1~~ 3.1 Any person required to handle, transfer, transport, or otherwise work with ammonia shall be trained once each calendar year prior to handling to understand the properties of ammonia, to become competent in safe operating practices, and to take appropriate actions in the event of a leak or an emergency.

2. ~~Strike~~ Insert a new subrule ~~3.4.1.1~~ 5.1.3 ~~in its entirety and insert in lieu thereof the following~~ to read as follows:

~~3.4.1.1~~ Two full face gas masks, each with one spare ammonia canister in a readily accessible location for use in ammonia concentrations less than the IDLH. See 2.19. A positive pressure, self-contained breathing apparatus may be substituted for the above equipment.

~~NOTE: A full face piece ammonia gas mask will provide effective respiratory protection in concentrations of ammonia in air that are not immediately dangerous to life or health for short periods of time. A gas mask is not recommended for respiratory protection in concentration exceeding the IDLH except for escape purposes only. Face piece fitting should be used to determine the ability of each individual gas mask wearer to obtain a satisfactory fit. If ammonia vapor is detected within the gas mask face piece, the face piece fit is improper, the ambient concentration is excessive, or the canister is exhausted, the wearer should return to fresh air immediately to take appropriate corrective measures. The life of a canister in service is controlled by many factors including the concentration of ammonia vapor to which it is exposed.~~

~~Canisters should not be opened until ready for use and should be discarded after use. Canisters should be discarded and replaced when the shelf life expiration date marked on the canister is exceeded. When canisters include an end-of-service indicator, the manufacturer's expiration instructions are to be followed. In addition to this protection, an independent air-supplied, positive pressure, self-contained breathing apparatus, approved by NIOSH/MSHA, should be used for entry into concentrations of ammonia vapor that are unknown or immediately dangerous to life or health. The American National Standard Z88.2, Practices for Respiratory Protection, should be referred to wherever respirators may be used. (13)~~

5.1.3 Equipment and components must be installed, operated, and maintained in accordance with the manufacturer's recommendations or best engineering practices.

~~3. Strike subrule 5.2.1 in its entirety and insert in lieu thereof the following:~~

~~5.2.1 Containers used with systems covered in Sections 6, 9, 11, and 12 shall be made of steel or other material compatible with ammonia, and tested in accordance with the current ASME Code. An exception to the ASME Code requirements is that construction under Table UW 12 at a basic joint efficiency of under 80 percent is not authorized.~~

~~4. Strike subrule 5.2.2.1 in its entirety and insert in lieu thereof the following:~~

~~5.2.2.1 The entire container shall be postweld heat treated after completion of all welds to the shells and heads. The method employed shall be as prescribed in the ASME Code, except that the provisions for extended time at lower temperature for postweld heat treatment shall not be permitted. Welded attachments to pads may be made after postweld heat treatment [10]. Exception: Implements of husbandry will not require postweld heat treatment if they are fabricated with hot-formed heads or with cold-formed heads that have been stress relieved.~~

~~5. Strike subrule 5.2.2.2 in its entirety.~~

~~6. Strike subrule 5.2.4 in its entirety and insert in lieu thereof the following:~~

~~5.2.4 Welding for the repair or alteration of pressure-containing parts of a container shall be performed by an ASME Code certified welder. All repair or alteration shall conform insofar as possible to the ASME Code section and edition to which the container was constructed.~~

~~7. 3. Strike The following subrule 5.3.4 in its entirety and insert in lieu thereof the following as set out in CGA G-2.1 2014, page 16, is included:~~

~~5.3.4 In the absence of a specific determination by the secretary local jurisdictions, container locations separation distances for new, additional or relocated ammonia stationary storage containers and placements of containers covered by Sections 9, 10, 11 and 12 after January 1, 2002, shall comply with the following table be in accordance with Table 5:~~

### Minimum Separation Distances for Location of Ammonia Storage Containers

Nominal Capacity of Container <sub>3)</sub> (Gallons or Cubic Meters)	Minimum Distances (in feet or meters) from Each Container to:			
	<u>Mainline of Railroad<sub>4)</sub></u>	<u>Highway<sub>5)</sub> or Line of Adjoining Property which may can be built upon, Highways &amp; Mainline of Railroad</u>	<u>Place of Public Assembly**<sub>6)</sub> or Residential Occupancy<sub>7)</sub></u>	<u>Institution Institutional Occupancy<sub>8)</sub></u>
*Over 500 to 2,000 gals <sub>9)</sub>	<u>100 ft</u>	25 ft	150 ft	250 ft
Over 2,000 to 30,000 gals	<u>100 ft</u>	50 ft	300 ft	500 ft
Over 30,000 to 100,000 gals	<u>100 ft</u>	50 ft	450 ft	750 ft
Over 100,000 gals	<u>100 ft</u>	50 ft	600 ft	1000 ft
Over 2 to 8 m <sup>3</sup>	<u>30 m</u>	8 m	45 m	75 m
Over 8 to 110 m <sup>3</sup>	<u>30 m</u>	15 m	90 m	150 m
Over 110 to 400 m <sup>3</sup>	<u>30 m</u>	15 m	140 m	230 m
Over 400 m <sup>3</sup>	<u>30 m</u>	15 m	180 m	300 m

- 1) Separation distances referred to are approximate and based on experience with minor releases.
  - 2) For additional distances, see 5.3.2, 5.3.3, 5.3.4, 5.3.5, 5.3.6 and 6.4.6.
  - 3) The nominal capacity of multiple containers shall be aggregated, but only if containers are interconnected and safeguards do not exist to prevent a leak from one container from emptying interconnected containers.
  - 4) Class II track or better. See 49 CFR 213.9 [8].
  - 5) A highway is defined as a public way for purposes of vehicular travel, including the entire area within the right of way. See American Association of State Highway and Transportation Officials (AASHTO) Transportation Glossary (1983) [37].
  - 6) Public assembly occupancy is a premise or that portion of a premise where large numbers of people congregate and from which occupants cannot quickly vacate the space. Public assembly occupancies include, among others, auditoriums, ballrooms, classrooms, passenger depots, restaurants, and theatres. See ANSI/ASHRAE 15 [1].
  - 7) Residential occupancy is a premise or that portion of a premise that provides the occupants with complete independent living facilities including permanent provisions for living, sleeping, eating, cooking, and sanitation. Residential occupancies include, among others, dormitories, hotels, multiunit apartments, and private residences. See ANSI/ASHRAE 15 [1].
  - 8) Institutional occupancy is a premise or that portion of a premise from which, because they are disabled, debilitated, or confined, occupants cannot readily leave without the assistance of others. Institutional occupancies include, among others, hospitals, nursing homes, asylums, and spaces containing locked cells. See ANSI/ASHRAE 15 [1].
  - 9) \*NOTE: For 500 gallons (2m<sup>3</sup>) or less, see 5.3.1 and 5.3.3.
- \*\*“Place of Public Assembly” includes any place other than the ammonia business office in which, by public invitation, members of the public normally attend for reasons of business, entertainment, instruction or the like.
8. Insert a new subrule 5.4.2.9 to read as follows:
- 5.4.2.9 Recertification of Non-Refrigerated Containers and Systems Other Than DOT Containers.
- Containers with unreadable or missing nameplates may be recertified and have nameplates installed with the following information:
- A. An identification number issued by the department.
  - B. The certification date.
  - C. The maximum allowable working pressure.
  - D. The wall thickness of the container shell and heads in inches or millimeters.
  - E. The water capacity of the container in pounds or kilograms or United States standard gallons or cubic meters (m<sup>3</sup>) at 60 degrees Fahrenheit (15.6 degrees centigrade).

Items A through E must be determined and documented on forms provided by the department by a company that holds a valid R-stamp in compliance with the current edition of the National Board Inspection Code.

Nurse tanks and applicator tanks with unreadable or missing nameplates may be recertified and have nameplates installed by July 1, 2008.

9. ~~Strike subrule 5.5.11 in its entirety and insert in lieu thereof the following:~~

~~5.5.11 Each liquid filling connection shall have a positive shut-off valve in conjunction with either an internal back-pressure check valve or an internal excess flow valve. Vapor connections shall have a positive shut-off valve together with an internal excess flow valve.~~

~~NOTE: The internal back-pressure check valves or internal excess flow valves shall be installed in the facility piping prior to the positive shut-off valves. These valves shall be installed so that any break will occur on the side of the transfer hose. This may be accomplished by bulkheads or equivalent anchorage, or by the use of a weakness or shear fitting or any other method designed to protect the back-pressure check valves or excess flow valves.~~

~~10. Strike subrule 5.7.6 in its entirety.~~

~~11. Strike subrule 5.8.15 in its entirety and insert in lieu thereof the following:~~

~~5.8.15 No container pressure relief device shall be used over five years after the date of installation of the pressure relief device. Records shall be maintained which identify each container and indicate the date of installation for each container pressure relief device.~~

~~12. Strike subrule 5.10.8.1 in its entirety and insert in lieu thereof the following:~~

~~5.10.8.1 By December 31, 1993, all stationary storage installations shall have an approved emergency shut-off valve installed in the liquid fixed piping of the transfer system. This requirement does not apply to lines feeding a fixed process system. When possible, the emergency shut-off valve shall be located on the discharge side of the pump. A suitable backflow check valve or properly rated excess flow valve shall be installed in the vapor fixed piping of the transfer system. The emergency shut-off valve shall remain closed when plant is not in use. The emergency shut-off valve shall be installed in the facility piping so that any break will occur on the side of the transfer hose.~~

~~NOTE: This may be accomplished by concrete bulkheads or equivalent anchorage, or by the use of a weakness or shear fitting or any other method designed to protect the emergency shut-off valve. Such anchorage is not required for tank car unloading.~~

~~4. Strike subrule 5.3.6 in its entirety and insert in lieu thereof the following:~~

~~5.3.6 Areas within 10 feet (3 meters) of a storage container shall be maintained clear of dry grass and weeds and other combustible materials. Areas shall be kept clear of debris or any item that would interfere with emergency actions or evacuation as well as materials or objects not necessary for the operation of the storage system and components.~~

~~5. Strike subrule 5.6.6 in its entirety and insert in lieu thereof the following:~~

~~5.6.6 Adequate provisions shall be made to protect the storage system and components, including all exposed piping, from physical damage which could result from impact by moving machinery, automobiles or trucks, or any other equipment at the facility. See also 6.7.1.~~

~~6. Insert a new subrule 5.10.8.2 to read as follows:~~

~~5.10.8.2 For transfer of liquids from a container utilizing a remote transfer point, each liquid filling connection shall have a positive shut-off valve in conjunction with either an internal back-pressure check valve or an internal excess flow valve. Vapor connections shall have a positive shut-off valve between the supply source and the intake side of the pump. The liquid line supplying this transfer from the pump shall have an emergency shut-off valve between the supply source and the intake side of the pump. The emergency shut-off valve shall remain closed when the plant is not in use.~~

~~NOTE: The internal back-pressure check valves or internal excess flow valves shall be installed in the facility piping prior to the positive shut-off valves. These valves shall be installed so that any break will occur on the side of the transfer hose. Protection from pull away while connected is the same as described in 5.10.8.1.~~

~~13. 7. Add the following subrule 5.10.10:~~

5.10.10 Anhydrous ammonia shall be vented into an adequate supply of water. For this purpose, an adequate supply of water means ten gallons of water for each gallon of liquid ammonia or fraction thereof which is contained in the hose or vessel to be vented. The ammonia should be injected into the water as near the bottom of a vented water containing vessel as practical. If a hose is used to inject ammonia into water, the hose should be weighted or secured so that the end of the hose will remain near the bottom of the vessel. An approved sparging device is recommended. Any aqueous ammonia solution resulting from the venting process shall be disposed of safely and properly.

NOTE: Ammonia vapor may be flared off when appropriate equipment is used to not allow ammonia vapor to escape unchecked into the atmosphere. This section does not apply to venting of a coupling between transfer hose and nurse tank or applicator or venting of vapor through 85 percent bleeder valve when loading a nurse tank or applicator.

44- 8. Add the following subrule 5.10.10.1:

5.10.10.1 Anhydrous ammonia shall not be vented into the air. Each transport truck unloading point at an anhydrous ammonia storage facility shall have a valve for venting purposes installed in the piping at or near the point where the piping and hose from the transport truck are connected. Anhydrous ammonia from any transport truck hose shall be vented into an adequate supply of water. For this purpose, an adequate supply of water means ten gallons of water for each gallon of liquid ammonia or fraction thereof which could be contained in the hose. The ammonia should be injected into the water as near the bottom of a vented water containing vessel as practical. If a hose is used to inject ammonia into water, the hose should be weighted or secured so that the end of the hose will remain near the bottom of the vessel. An approved sparging device is recommended. Any aqueous solution resulting from the venting process shall be disposed of safely and properly.

45- 9. Add the following subrule 5.10.11:

5.10.11 All anhydrous ammonia storage locations shall have a permanent working platform installed at each nurse tank or applicator loading location. The working platform shall be designed to allow for connecting and disconnecting of transfer hoses without standing on equipment being loaded.

NOTE: This section does not apply to nurse tanks or applicators with a working surface designed for loading purposes.

46- 10. ~~Strike Add the following subrule 6.3.1.1 in its entirety and insert in lieu thereof the following:~~

~~6.3.1.1 Relief valves shall be installed in a manifold or other suitable device so that they can be replaced while the container remains pressurized. See NOTE in section 5.8.7. Containers designed with internal pressure relief systems are exempt from this requirement.~~

47- 11. Strike subrule 9.7.3 in its entirety and insert in lieu thereof the following:

9.7.3 A cargo tank of 3,500 gallons or less water capacity may be unloaded into permanent storage locations meeting the requirements of 3.4.1 and 5.10.8 through 5.10.8.2 or into implements of husbandry meeting the requirements of ~~41.1 through 41.7~~ Section 11. A cargo tank of greater than 3,500 gallons water capacity but not greater than 5,000 gallons water capacity may be unloaded at permanent storage locations meeting the requirements of ~~3.4.1 3.4~~ 3.4 and 5.10.8 through 5.10.8.2 or into a portable application equipment container which is capable of holding the entire load. A cargo tank of greater than 5,000 gallons water capacity may only be unloaded into a permanent storage location meeting the requirements of ~~3.4.1 3.4~~ 3.4 and 5.10.8 through 5.10.8.2 and capable of holding the entire load.

12. Strike subrule 11.3.5 in its entirety and insert in lieu thereof the following:

11.3.5 All vapor and liquid connections, except pressure relief valves and those specifically exempt in 5.5.5 and 5.5.6, shall be equipped with approved excess flow valves or may be fitted with quick-closing internal valves, which shall remain closed except during operating periods.

1. All vapor and liquid connections shall be closed except during operation periods.

2. Shared piping where multiple containers are plumbed together shall be equipped with additional excess flow valves or back-pressure check valves or both to meet the requirements of 5.10.8.

3. Mechanical remote shut-off valves may be added or substituted for excess flow valves in the piping after the vapor and liquid connections as a means of controlling the flow.

48- 13. Strike subrule ~~41.6.1(4)~~ 11.6.1 in its entirety and insert in lieu thereof the following:

~~11.6.1(1)~~ 11.6.1 Each person operating, repairing appurtenances of, or inspecting a nurse tank shall comply with the following requirements:

1. Any person required to handle, transfer, transport, or otherwise work with ammonia shall be trained once each calendar year prior to handling to understand the properties of ammonia, to become competent in safe operating practices, and to take appropriate actions in the event of a leak or an emergency; and

2. Any person making, breaking or testing any ammonia connection, transferring ammonia or performing maintenance or repair on an ammonia system under pressure shall wear chemical splash goggles and protective gloves impervious to ammonia. A full face shield may be worn over the goggles. However, a face shield shall not be worn as a substitute for a primary eye protection device (goggles).

~~19. 14.~~ Strike subrule ~~11.6.2.2~~ 11.6.2 in its entirety; and insert in lieu thereof the following:

11.6.2 Each nurse tank shall be equipped with the following safety equipment and features:

1. Each container shall have for first-aid purposes at least 5 gallons (20 liters) of clean water in a container designed to provide ready access to the water for flushing any area of the body contacted by ammonia; and

2. A legible decal listing first-aid procedures to follow for injuries caused by ammonia.

15. Strike subrule 12.3.3 in its entirety and insert in lieu thereof the following:

12.3.3 An excess flow valve is not required in the vapor connections, provided that the controlling orifice is not in excess of 0.4375 inches (11.1 mm) in diameter and the valve is a hand-operated (attached hand wheel or equivalent) shut-off valve. Bleed off of vapors may be done into water meeting requirements of 5.10.10 if vapor connections cannot be made to the supplying vessel when filling applicator tanks. Vapors may be vented into the ground in the field of application under proper field conditions.

~~20. 16.~~ Strike subrule ~~12.4.1(1)~~ 12.4.1 in its entirety and insert in lieu thereof the following:

~~12.4.1(1)~~ 12.4.1 Each person operating, repairing appurtenances of, or inspecting an applicator tank shall comply with the following requirements:

1. Any person required to handle, transfer, transport, or otherwise work with ammonia shall be trained once each calendar year prior to handling to understand the properties of ammonia, to become competent in safe operating practices, and to take appropriate actions in the event of a leak or an emergency; and

2. Any person making, breaking or testing any ammonia connection, transferring ammonia or performing maintenance or repair on an ammonia system under pressure shall wear chemical splash goggles and protective gloves impervious to ammonia. A full face shield may be worn over the goggles. However, a face shield shall not be worn as a substitute for a primary eye protection device (goggles).

This rule is intended to implement Iowa Code section 200.14.