

Jason C. Nicklow, Sr.

Mr. Nicklow, 41, has complete loss of vision in his right eye due to a traumatic incident in 1992. The visual acuity in his right eye is no light perception, and in his left eye, 20/20. Following an examination in 2016, his ophthalmologist stated, "If a commercial vehicle can be driven with one healthy eye with intact visual field than he should have sufficient vision to drive [*sic*]." Mr. Nicklow reported that he has driven straight trucks for 11 years, accumulating 22,000 miles, and tractor-trailer combinations for 10 years, accumulating 15,000 miles. He holds an operator's license from Pennsylvania. His driving record for the last 3 years shows no crashes and no convictions for moving violations in a CMV.

Lawrence M. Taylor

Mr. Taylor, 38, has had optic atrophy in his left eye since birth. The visual acuity in his right eye is 20/25, and in his left eye, light perception. Following an examination in 2016, his ophthalmologist stated, "As medical professionals, we feel his vision is sufficient to operate a commercial vehicle." Mr. Taylor reported that he has driven straight trucks for 15 years, accumulating 195,000 miles. He holds an operator's license from Rhode Island. His driving record for the last 3 years shows no crashes and no convictions for moving violations in a CMV.

Eric M. Turton

Mr. Turton, 34, has had a prosthetic right eye due to microphthalmia since birth. The visual acuity in his right eye is no light perception, and in his left eye, 20/20. Following an examination in 2016, his optometrist stated, "In my opinion Eric Turton has sufficient vision to perform his commercial driving tasks." Mr. Turton reported that he has driven straight trucks for 8 years, accumulating 520,000 miles. He holds an operator's license from New York. His driving record for the last 3 years shows no crashes and no convictions for moving violations in a CMV.

Kendrick T. Williams

Mr. Williams, 29, has had amblyopia in his left eye since childhood. The visual acuity in his right eye is 20/20, and in his left eye, 20/70. Following an examination in 2016, his optometrist stated, "In my professional opinion Kendrick has sufficient vision to perform the driving tasks required to operate a commercial vehicle." Mr. Williams reported that he has driven tractor-trailer combinations for 3 years, accumulating 390,000 miles. He holds a Class A CDL from North Carolina. His

driving record for the last 3 years shows no crashes and no convictions for moving violations in a CMV.

III. Public Participation and Request for Comments

FMCSA encourages you to participate by submitting comments and related materials.

Submitting Comments

If you submit a comment, please include the docket number for this notice, indicate the specific section of this document to which each comment applies, and provide a reason for each suggestion or recommendation. You may submit your comments and material online or by fax, mail, or hand delivery, but please use only one of these means. FMCSA recommends that you include your name and a mailing address, an email address, or a phone number in the body of your document so the Agency can contact you if it has questions regarding your submission.

To submit your comment online, go to <http://www.regulations.gov> and put the docket number FMCSA-2016-0214 in the "Keyword" box, and click "Search." When the new screen appears, click on "Comment Now!" button and type your comment into the text box in the following screen. Choose whether you are submitting your comment as an individual or on behalf of a third party and then submit. If you submit your comments by mail or hand delivery, submit them in an unbound format, no larger than 8½ by 11 inches, suitable for copying and electronic filing. If you submit comments by mail and would like to know that they reached the facility, please enclose a stamped, self-addressed postcard or envelope.

FMCSA will consider all comments and material received during the comment period. FMCSA may issue a final determination at any time after the close of the comment period.

Viewing Comments and Documents

To view comments, as well as documents mentioned in this preamble as being available in the docket, go to <http://www.regulations.gov> and insert the docket number FMCSA-2016-0214 in the "Keyword" box and click "Search." Next, click "Open Docket Folder" button and choose the document listed to review. If you do not have access to the Internet, you may view the docket online by visiting the Docket Management Facility in Room W12-140 on the ground floor of the DOT West Building, 1200 New Jersey Avenue SE., Washington, DC 20590, between 9 a.m. and 5 p.m., e.t., Monday through Friday, except Federal holidays.

Issued on: February 27, 2017.

Larry W. Minor,

Associate Administrator for Policy.

[FR Doc. 2017-04257 Filed 3-3-17; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

[Docket No. FMCSA-1999-6480; FMCSA-2000-7006; FMCSA-2000-7165; FMCSA-2002-12294; FMCSA-2002-13411; FMCSA-2004-17195; FMCSA-2006-24015; FMCSA-2006-24783; FMCSA-2007-0017; FMCSA-2008-0021; FMCSA-2008-0106; FMCSA-2008-0174; FMCSA-2008-0231; FMCSA-2009-0206; FMCSA-2010-0082; FMCSA-2010-0114; FMCSA-2011-0142; FMCSA-2011-0276; FMCSA-2011-0299; FMCSA-2012-0104; FMCSA-2012-0161; FMCSA-2012-0214; FMCSA-2013-0027; FMCSA-2013-0166; FMCSA-2013-0168; FMCSA-2013-0170; FMCSA-2014-0002; FMCSA-2014-0003; FMCSA-2014-0005; FMCSA-2014-0006; FMCSA-2014-0007; FMCSA-2014-0008; FMCSA-2014-0010]

Qualification of Drivers; Exemption Applications; Vision

AGENCY: Federal Motor Carrier Safety Administration (FMCSA), DOT.

ACTION: Notice of final disposition.

SUMMARY: FMCSA announces its decision to renew exemptions for 79 individuals from the vision requirement in the Federal Motor Carrier Safety Regulations (FMCSRs) for interstate commercial motor vehicle (CMV) drivers. The exemptions enable these individuals to continue to operate CMVs in interstate commerce without meeting the vision requirement in one eye.

DATES: Each group of renewed exemptions was effective on the dates stated in the discussions below and will expire on the dates stated in the discussions below.

FOR FURTHER INFORMATION CONTACT: Ms. Christine A. Hydock, Chief, Medical Programs Division, 202-366-4001, fmcamedical@dot.gov, FMCSA, Department of Transportation, 1200 New Jersey Avenue SE., Room W64-224, Washington, DC 20590-0001. Office hours are from 8:30 a.m. to 5 p.m., e.t., Monday through Friday, except Federal holidays. If you have questions regarding viewing or submitting material to the docket, contact Docket Services, telephone (202) 366-9826.

SUPPLEMENTARY INFORMATION:

I. Electronic Access

You may see all the comments online through the Federal Document

Management System (FDMS) at: <http://www.regulations.gov>.

Docket: For access to the docket to read background documents or comments, go to <http://www.regulations.gov> and/or Room W12-140 on the ground level of the West Building, 1200 New Jersey Avenue SE., Washington, DC, between 9 a.m. and 5 p.m., e.t., Monday through Friday, except Federal holidays.

Privacy Act: In accordance with 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its rulemaking process. DOT posts these comments, without edit, including any personal information the commenter provides, to <http://www.regulations.gov>, as described in the system of records notice (DOT/ALL-14 FDMS), which can be reviewed at <http://www.dot.gov/privacy>.

II. Background

On November 17, 2016, FMCSA published a notice announcing its decision to renew exemptions for 79 individuals from the vision requirement in 49 CFR 391.41(b)(10) to operate a CMV in interstate commerce and requested comments from the public (81 FR 81230). The public comment period ended on December 19, 2016, and no comments were received.

As stated in the previous notice, FMCSA has evaluated the eligibility of these applicants and determined that renewing these exemptions would achieve a level of safety equivalent to or greater than the level that would be achieved by complying with the current regulation 49 CFR 391.41(b)(10).

The physical qualification standard for drivers regarding vision found in 49 CFR 391.41(b)(10) states that a person is physically qualified to driver a CMV if that person:

Has distant visual acuity of at least 20/40 (Snellen) in each eye without corrective lenses or visual acuity separately corrected to 20/40 (Snellen) or better with corrective lenses, distant binocular acuity of at least 20/40 (Snellen) in both eyes with or without corrective lenses, field of vision of at least 70° in the horizontal meridian in each eye, and the ability to recognize the colors of traffic signals and devices showing red, green, and amber.

III. Discussion of Comments

FMCSA received no comments in this preceding.

VI. Conclusion

As of September 9, 2016, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 41 individuals have satisfied the conditions for obtaining a renewed exemption from the

vision requirements (64 FR 68195; 65 FR 20251; 67 FR 38311; 67 FR 46016; 67 FR 57267; 67 FR 76439; 68 FR 10298; 69 FR 17263; 69 FR 26921; 69 FR 31447; 69 FR 51346; 70 FR 44946; 71 FR 14566; 71 FR 16410; 71 FR 27033; 71 FR 30227; 71 FR 32184; 71 FR 41311; 71 FR 50970; 72 FR 67340; 73 FR 1395; 73 FR 15567; 73 FR 15568; 73 FR 27014; 73 FR 27015; 73 FR 27017; 73 FR 28186; 73 FR 35197; 73 FR 35199; 73 FR 36955; 73 FR 38499; 73 FR 42403; 73 FR 48270; 73 FR 48273; 73 FR 48275; 74 FR 43217; 74 FR 57551; 75 FR 19674; 75 FR 25917; 75 FR 25919; 75 FR 27623; 75 FR 27624; 75 FR 34212; 75 FR 36779; 75 FR 38602; 75 FR 39729; 75 FR 44051; 75 FR 47888; 75 FR 50799; 76 FR 49528; 76 FR 61143; 76 FR 66123; 76 FR 67248; 76 FR 73769; 76 FR 79761; 77 FR 3547; 77 FR 23797; 77 FR 27847; 77 FR 36338; 77 FR 38384; 77 FR 38386; 77 FR 40945; 77 FR 40946; 77 FR 41879; 77 FR 46153; 77 FR 48590; 77 FR 52391; 78 FR 24798; 78 FR 46407; 78 FR 62935; 78 FR 63302; 78 FR 67454; 78 FR 67460; 78 FR 76395; 78 FR 76705; 78 FR 77780; 78 FR 77782; 79 FR 4803; 79 FR 10606; 79 FR 14331; 79 FR 14571; 79 FR 22003; 79 FR 23797; 79 FR 27681; 79 FR 28588; 79 FR 29495; 79 FR 35212; 79 FR 35218; 79 FR 35220; 79 FR 37842; 79 FR 38649; 79 FR 38659; 79 FR 41735; 79 FR 41737; 79 FR 45868; 79 FR 46153; 79 FR 47175; 79 FR 53514; 79 FR 56102);

Don R. Alexander (OR)
Paul J. Bannon (DE)
Frank R. Berritto (NY)
Timothy W. Bickford (ME)
Christopher D. Bolomey (ME)
Thomas J. Bommer (ND)
Tracy L. Bowers (IA)
Tracy L. Butcher (VA)
Clare H. Buxton (MI)
Thomas L. Corey (IN)
Layne C. Coscorrosa (WA)
James H. Facemyre (WV)
Anton Filic (TX)
Raleigh K. Franklin (UT)
Michael Giagnacova (PA)
Brian C. Hagen (IL)
Jeffrey M. Hall (AL)
George M. Hapchuk (PA)
Clarence K. Hill (NC)
Michael J. Hoffarth (WA)
Brandon S. Langston (WY)
Ronnie R. Lockamy (NC)
Michael G. Martin (CT)
Bobby L. Mashburn (GA)
Shane N. Maul (IN)
Larry McCoy, Sr. (OH)
Jeremy L. Miller (OR)
Aaron L. Paustian (IA)
Daniel S. Rebstad (FL)
Kenneth R. Riener (MT)
Terry L. Rubendall (PA)
Benjamin R. Sauder (PA)
James C. Sharp (PA)
Robert F. Skinner, Jr. (NY)

Robert Smiley (NM)
Wolfgang V. Spekis (MD)
Leon F. Stephens (CO)
Patrick D. Talley (SC)
George R. Tieskoetter (IA)
Bert M. Valiante (CT)
James W. Van Ryswyk (IA)

The drivers were included in one of the following dockets: Docket Nos. FMCSA-1999-6480; FMCSA-2002-12294; FMCSA-2002-13411; FMCSA-2004-17195; FMCSA-2006-24015; FMCSA-2006-24783; FMCSA-2007-0017; FMCSA-2008-0021; FMCSA-2008-0106; FMCSA-2008-0174; FMCSA-2009-0206; FMCSA-2010-0082; FMCSA-2010-0114; FMCSA-2011-0142; FMCSA-2011-0276; FMCSA-2011-0299; FMCSA-2012-0104; FMCSA-2012-0161; FMCSA-2013-0027; FMCSA-2013-0166; FMCSA-2013-0168; FMCSA-2013-0170; FMCSA-2014-0002; FMCSA-2014-0003; FMCSA-2014-0005; FMCSA-2014-0006; FMCSA-2014-0007; FMCSA-2014-0008. Their exemptions are effective as of September 9, 2016, and will expire on September 9, 2018.

As of September 21, 2016, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 17 individuals have satisfied the conditions for obtaining a renewed exemption from the vision requirements (65 FR 20245; 65 FR 33406; 65 FR 57230; 65 FR 57234; 67 FR 46016; 67 FR 57266; 67 FR 57267; 69 FR 51346; 69 FR 52741; 71 FR 32185; 71 FR 41311; 71 FR 50970; 71 FR 53489; 73 FR 42403; 73 FR 48270; 73 FR 51336; 75 FR 34210; 75 FR 47888; 75 FR 50799; 75 FR 52062; 77 FR 40945; 77 FR 52389; 79 FR 46300):

Jack D. Clodfelter (NC)
Tommy J. Cross, Jr. (TN)
Daniel K. Davis, III (MA)
Richard L. Derick (NH)
Joseph A. Dunlap (OH)
James F. Gereau (WI)
Esteban G. Gonzalez (TX)
Reginald I. Hall (TX)
George R. House (MO)
Alfred C. Jewell, Jr. (WY)
John C. Lewis (SC)
Lewis V. McNeice (TX)
Kevin J. O'Donnell (IL)
Gregory M. Preves (GA)
Daniel Salinas (OR)
Lee R. Sidwell (OH)
Jeffrey D. Wilson (CO)

The drivers were included in one of the following dockets: Docket No. FMCSA-2000-7006; FMCSA-2000-7165; FMCSA-2002-12294; FMCSA-2006-24783; FMCSA-2010-0114. Their exemptions are effective as of September 21, 2016, and will expire on September 21, 2018.

As of September 23, 2016, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 5 individuals have satisfied the conditions for obtaining a renewed exemption from the vision requirements (73 FR 46973; 73 FR 54888; 75 FR 52063; 77 FR 52388; 79 FR 52388):

Terrence L. Benning (WI)
Larry D. Curry (GA)
Kelly M. Greene (FL)
Garry R. Lomen (WA)
Thomas P. Shank (NY)

The drivers were included in Docket No. FMCSA–2008–0231. Their exemptions are effective as of September 23, 2016, and will expire on September 23, 2018.

As of September 26, 2016, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 6 individuals have satisfied the conditions for obtaining a renewed exemption from the vision requirements (77 FR 46793; 77 FR 59245):

Bryan Brockus (ID)
Michael T. Dekorte (MI)
Erric L. Gomersall (WI)
Larry Johnsonbaugh, Jr. (PA)
John Middleton (OH)
John C. Steedley (GA)

The drivers were included in Docket No. FMCSA–2012–0214. Their exemptions are effective as of September 26, 2016, and will expire on September 26, 2018.

As of September 30, 2016, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 10 individuals have satisfied the conditions for obtaining a renewed exemption from the vision requirements (63 FR 66227; 64 FR 16520; 71 FR 14567; 71 FR 30228; 73 FR 28187; 73 FR 35195; 73 FR 35196; 73 FR 35197; 73 FR 35198; 73 FR 35199; 73 FR 35200; 73 FR 35201; 73 FR 38497; 38498; 73 FR 38499; 73 FR 48273; 73 FR 48275; 74 FR 37299; 74 FR 48344; 75 FR 25919; 75 FR 39729; 75 FR 44051; 77 FR 40946; 77 FR 46153; 79 FR 46153):

Ronald A. Bolyard (WV)
David A. Coburn, Sr. (VT)
Ronald Holshouser (MO)
Kelly R. Knopf, Sr. (SC)
Edward J. Kosior (NY)
Frazier A. Luckerson (GA)
Ross A. Miceli II (PA)
Donald L. Minney (OH)
Philip L. Neff (PA)
Loran J. Weiler (IA)

The drivers were included in Docket No. FMCSA–2014–0010. Their exemptions are effective as of September 30, 2016, and will expire on September 30, 2018.

In accordance with 49 U.S.C. 31315, each exemption will be valid for two

years from the effective date unless revoked earlier by FMCSA. The exemption will be revoked if the following occurs: (1) The person fails to comply with the terms and conditions of the exemption; (2) the exemption has resulted in a lower level of safety than was maintained prior to being granted; or (3) continuation of the exemption would not be consistent with the goals and objectives of 49 U.S.C. 31136 and 31315.

Issued on: February 27, 2017.

Larry W. Minor,

Associate Administrator for Policy.

[FR Doc. 2017–04269 Filed 3–3–17; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

[Docket No. FMCSA–2014–0103; FMCSA–2014–0104]

Qualification of Drivers; Exemption Applications; Hearing

AGENCY: Federal Motor Carrier Safety Administration (FMCSA), DOT.

ACTION: Notice of renewal of exemptions; request for comments.

SUMMARY: FMCSA announces its decision to renew exemptions for five individuals from the hearing requirement in the Federal Motor Carrier Safety Regulations (FMCSRs) for interstate commercial motor vehicle (CMV) drivers. The exemptions enable these hard of hearing and deaf individuals to continue to operate CMVs in interstate commerce.

DATES: The renewed exemptions were effective on the dates stated in the discussions below and will expire on the dates stated in the discussions below. Comments must be received on or before April 5, 2017.

FOR FURTHER INFORMATION CONTACT: Ms. Christine A. Hydock, Chief, Medical Programs Division, 202–366–4001, fmcsamedical@dot.gov, FMCSA, Department of Transportation, 1200 New Jersey Avenue SE., Room W64–224, Washington, DC 20590–0001. Office hours are from 8:30 a.m. to 5 p.m., e.t., Monday through Friday, except Federal holidays. If you have questions regarding viewing or submitting material to the docket, contact Docket Services, telephone (202) 366–9826.

ADDRESSES: You may submit comments bearing the Federal Docket Management System (FDMS) Docket No. FMCSA–

2014–0103; FMCSA–2014–0104 using any of the following methods:

- **Federal eRulemaking Portal:** Go to <http://www.regulations.gov>. Follow the online instructions for submitting comments.

- **Mail:** Docket Management Facility; U.S. Department of Transportation, 1200 New Jersey Avenue SE., West Building Ground Floor, Room W12–140, Washington, DC 20590–0001.

- **Hand Delivery:** West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue SE., Washington, DC, between 9 a.m. and 5 p.m. e.t., Monday through Friday, except Federal Holidays.

- **Fax:** 1–202–493–2251.

Instructions: Each submission must include the Agency name and the docket number(s) for this notice. Note that all comments received will be posted without change to <http://www.regulations.gov>, including any personal information provided. Please see the Privacy Act heading below for further information.

Docket: For access to the docket to read background documents or comments, go to <http://www.regulations.gov> at any time or Room W12–140 on the ground level of the West Building, 1200 New Jersey Avenue SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The FDMS is available 24 hours each day, e.t., 365 days each year. If you want acknowledgment that we received your comments, please include a self-addressed, stamped envelope or postcard or print the acknowledgement page that appears after submitting comments online.

Privacy Act: In accordance with 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its rulemaking process. DOT posts these comments, without edit, including any personal information the commenter provides, to <http://www.regulations.gov>, as described in the system of records notice (DOT/ALL–14 FDMS), which can be reviewed at <http://www.dot.gov/privacy>.

I. Background

Under 49 U.S.C. 31136(e) and 31315, FMCSA may grant an exemption for two years if it finds “such exemption would likely achieve a level of safety that is equivalent to or greater than the level that would be achieved absent such exemption.” The statute also allows the Agency to renew exemptions at the end of the two-year period.

The physical qualification standard for drivers regarding hearing found in 49 CFR 391.41(b)(11) states that a