Khaee K. Smith  
Mr. Smith, age 42, holds a class A CDL in Georgia.

Ronell Smith  
Mr. Smith, age 47, holds an operator’s license in California.

Brandon Soto  
Mr. Soto, age 33, holds an operator’s license in Missouri.

Bryan Soto  
Mr. Soto, age 29, holds an operator’s license in Indiana.

Brett E. Wanner  
Mr. Wanner, age 29, holds an operator’s license in Pennsylvania.

Michael C. Wilson  
Mr. Wilson, age 52, holds an operator’s license in Kentucky.

III. Request for Comments  
In accordance with 49 U.S.C. 31136(e) and 31315, FMCSA requests public comment from all interested persons on the exemption petitions described in this notice. We will consider all comments received before the close of business on the closing date indicated in the dates section of the notice.

IV. Submitting Comments  
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 that FMCSA can contact you if there are questions regarding your submission.

To submit your comment online, go to http://www.regulations.gov and in the search box insert the docket number FMCSA–2017–0061 and click the search button. When the new screen appears, click on the “Comment New!” button on the right hand side of the page. On the new page, enter information required including the specific section of this document to which each comment applies, and provide a reason for each suggestion or recommendation. 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.

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

V. Viewing Comments and Documents  
To view comments, as well as any documents mentioned in this preamble, go to http://www.regulations.gov and in the search box insert the docket number FMCSA–2017–0061 and click “Search.” Next, click “Open Docket Folder” and you will find all documents and comments related to this notice.  
Issued on: July 13, 2018.

Larry W. Minor,  
Associate Administrator for Policy.

[FR Doc. 2018–15575 Filed 7–19–18; 8:45 am]  
BILLING CODE 4910–EX–P

DEPARTMENT OF TRANSPORTATION
Federal Motor Carrier Safety Administration  
[FMCSA Docket No. FMCSA–2018–0028]

Qualification of Drivers; Exemption Applications; Diabetes Mellitus  
AGENCY: Federal Motor Carrier Safety Administration (FMCSA), DOT.  
ACTION: Notice of final disposition.

SUMMARY: FMCSA announces its decision to exempt 36 individuals from the prohibition in the Federal Motor Carrier Safety Regulations (FMCSRs) against persons with insulin-treated diabetes mellitus (ITDM) from operating a commercial motor vehicle (CMV) in interstate commerce. The exemptions enable these individuals with ITDM to operate CMVs in interstate commerce.

DATES: The exemptions were applicable on June 29, 2018. The exemptions expire on June 29, 2020.

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.

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 May 29, 2018, FMCSA published a notice announcing receipt of applications from 36 individuals requesting an exemption from diabetes requirement in 49 CFR 391.41(b)(3) and requested comments from the public (83 FR 24563). The public comment period ended on June 28, 2018, and no comments were received.

FMCSA has evaluated the eligibility of these applicants and determined that granting the exemptions to these individuals 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)(3).

The physical qualification standard for drivers regarding diabetes found in 49 CFR 391.41(b)(3) states that a person is physically qualified to drive a CMV if that person has no established medical history or clinical diagnosis of diabetes mellitus currently requiring insulin for control.

III. Discussion of Comments  
FMCSA received no comments in this proceeding.

IV. Basis for Exemption Determination  
Under 49 U.S.C. 31136(e) and 31315, FMCSA may grant an exemption from the diabetes standard in 49 CFR 391.41(b)(3) if the exemption is likely to achieve an equivalent or greater level of safety than would be achieved without the exemption. The exemption allows the applicants to operate CMVs in interstate commerce.

The Agency’s decision regarding these exemption applications is based on the program eligibility criteria and an individualized assessment of information submitted by each applicant. The qualifications, experience, and medical condition of each applicant were stated and discussed in detail in the May 29, 2018,
V. Conditions and Requirements

The terms and conditions of the exemption are provided to the applicants in the exemption document and includes the following: (1) Each driver must submit a quarterly monitoring checklist completed by the treating endocrinologist as well as an annual checklist with a comprehensive medical evaluation; (2) each driver must report within two business days of occurrence, all episodes of severe hypoglycemia, significant complications, or inability to manage diabetes; also, any involvement in an accident or any other adverse event in a CMV or personal vehicle, whether or not it is related to an episode of hypoglycemia; (3) each driver must provide a copy of the ophthalmologist’s or optometrist’s report to the Medical Examiner at the time of the annual medical examination; and (4) each driver must provide a copy of the annual medical certification to the employer for retention in the driver’s qualification file, or keeping a copy in his/her driver’s qualification file if he/she is self-employed. The driver must also have a copy of the exemption when driving, for presentation to a duly authorized Federal, State, or local enforcement official.

VI. Preemption

During the period the exemption is in effect, no State shall enforce any law or regulation that conflicts with this exemption with respect to a person operating under the exemption.

VII. Conclusion

Based upon its evaluation of the 36 exemption applications, FMCSA exempts the following drivers from the diabetes requirement in 49 CFR 391.41(b)(10), subject to the requirements cited above:

Leobardo O. Antunez (WA)
Alfred E. Apel (NY)
Carl M. Bartlett (SD)
Christopher A. Bell (IA)
Gerald A. Brady (IA)
Jeffrey Campbell (IN)
Ricky L. Collett (OK)
David M. Conrad (NM)
Lee E. Crenshaw, Jr. (CT)
Michael C. Crouch (OK)
Matthew J. Doyal (GA)
Maximilian Duarte (AL)
Thomas P. Dubia (NH)
Michael W. Fellows (WA)
Raydon R. Gall (ND)
Clifford O. Hayter (FL)
Anthony A. Helms, Sr. (SC)
Brian D. Hopper (OK)
Terry R. Hunter (IL)
James C. Illingsworth (PA)
Christopher M. Joswak (MI)
Matthew S. Keas (KS)
Matthew T. Leyden (NE)
Jessica M. Merchen (GA)
Charlie Moore, Jr. (NY)
Wayne R. Mowery (PA)
Jesteva L. Moyer-Hosey (OH)
Imelda Ortiz (NM)
Wesley H. Pollock (OH)
Robert J. Possley (WI)
Samuel K. Sanders (KS)
Leon J. Schlichte (IA)
Landon H. Tuck (TX)
Curtis D. Weinman (WA)
Nathaniel W. Wessel (ME)
Christopher H. Whitman (NC)

In accordance with 49 U.S.C. 31136(e) and 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(e) and 31315.

Issued on: July 12, 2018.

Larry W. Minor,
Associate Administrator for Policy.