

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Parts 0, 1, 4, 5, 12, 13, 17, 42, 43, 52, 53, 61, 63, 64, 73, 78, 80, 90, and 97

[MD Docket No. 18–285; DA 18–976]

Nonsubstantive, Editorial Revisions of Rules and Regulations To Correct Authority Citations

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: In this document, the Federal Communications Commission makes non-substantive revisions to authority citations in its regulations. These authority citations are required by the rules of the Administrative Committee of the Federal Register, and their format is prescribed by the Document Drafting Handbook of the Office of the Federal Register. Certain of the authority citations currently in the Commission's rules may not conform to those specifications.

DATES: This rule is effective September 28, 2018.

ADDRESSES: Federal Communications Commission, 445 12th Street SW, Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT: Douglas A. Klein, Office of General Counsel, at (202) 418–1720.

SUPPLEMENTARY INFORMATION: This is a summary of the Order adopted by the Commission's Managing Director, DA 18–976, adopted on September 21, 2018, and released on September 21, 2018. The full text of this document is available for public inspection during regular business hours in the FCC Reference Center, Room CY–A257, 445 12th Street SW, Washington, DC 20554, or at <https://www.fcc.gov/edocs>.

1. In this *Order*, the Managing Director makes non-substantive revisions to authority citations in title 47 of the Code of Federal Regulations. These authority citations are required by the rules of the Administrative Committee of the Federal Register (ACFR), and their format is prescribed by the Document Drafting Handbook of the Office of the Federal Register. Certain of the authority citations currently in the Commission's rules may not conform to those specifications.

2. The changes effected by this Order are intended only to bring the authority citations into conformance with the ACFR regulations and Document Drafting Handbook of the Office of the Federal Register. None of these changes should be construed to change the

substantive requirements of the affected rules or the sources of Commission authority for those requirements.

3. *Regulatory Flexibility Act.* Because we adopt this Order without notice and comment, the Regulatory Flexibility Act (RFA) does not apply.

4. *Paperwork Reduction Act.* The Order does not contain new or modified information collection requirements subject to the Paperwork Reduction Act of 1995 (PRA), Public Law 104–13. In addition, therefore, it does not contain any new or modified “information collection burden for small business concerns with fewer than 25 employees,” pursuant to the Small Business Paperwork Relief Act of 2002.

5. *Congressional Review Act.* Because this Order affects only rules of agency organization, procedure, or practice and does not substantially affect the rights or obligations of non-agency parties, it is not subject to the Congressional Review Act.

6. Petitions for reconsideration pursuant to 47 CFR 1.429 or applications for review pursuant to 47 CFR 1.115 of this Order may be filed within thirty days of publication of a summary of this Order in the **Federal Register**. Should no petitions for reconsideration or applications for review be timely filed, this proceeding shall be terminated and its docket closed.

7. Accordingly, *it is ordered* that, pursuant to the authority contained in sections 4(i), 4(j), and 5 of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 154(j), 155, and § 0.231(b) of the rules of the Federal Communications Commission, 47 CFR 0.231(b), this Order *is adopted*, effective immediately upon publication in the **Federal Register**.

8. *It is further ordered* that title 47 of the Code of Federal Regulations *is amended* as set forth in the regulatory text hereto.

List of Subjects

47 CFR Part 0

Classified information, Freedom of information, Government publications, Infants and children, Organization and functions (Government agencies), Postal Service, Privacy, Reporting and recordkeeping requirements, Sunshine Act.

47 CFR Part 1

Administrative practice and procedure, Civil rights, Claims, Communications common carriers, Cuba, Drug abuse, Environmental impact statements, Equal access to justice, Equal employment opportunity,

Federal buildings and facilities, Government employees, Income taxes, Indemnity payments, Individuals with disabilities, Investigations, Lawyers, Metric system, Penalties, Radio, Reporting and recordkeeping requirements, Telecommunications, Television, Wages.

47 CFR Part 5

Radio, Reporting and recordkeeping requirements.

47 CFR Part 12

Communications equipment, Security measures.

47 CFR Part 13

Radio

47 CFR Part 17

Aviation safety, Communications equipment, Reporting and recordkeeping requirements.

47 CFR Part 42

Communications common carriers, Radio, Reporting and recordkeeping requirements, Telegraph, Telephone.

47 CFR Part 43

Communications common carriers, Radio, Reporting and recordkeeping requirements, Telephone.

47 CFR Part 52

Communications common carriers, Telecommunications, Telephone.

47 CFR Part 53

Accounting, Communications common carriers, Reporting and recordkeeping requirements, Telephone.

47 CFR Part 61

Communications common carriers, Radio, Reporting and recordkeeping requirements, Telegraph, Telephone.

47 CFR Part 64

Claims, Communications common carriers, Computer technology, Credit, Foreign relations, Individuals with disabilities, Political candidates, Radio, Reporting and recordkeeping requirements, Telecommunications, Telegraph, Telephone.

47 CFR Part 73

Civil defense, Communications equipment, Defense communications, Education, Equal employment opportunity, Foreign relations, Mexico, Political candidates, Radio, Reporting and recordkeeping requirements, Television.

47 CFR Part 78

Cable television, Communications equipment, Radio, Reporting and recordkeeping requirements, Television.

47 CFR Part 80

Alaska, Communications equipment, Great Lakes, Marine safety, Radio, Reporting and recordkeeping requirements, Telegraph, Telephone, Vessels.

47 CFR Part 90

Administrative practice and procedure, Business and industry, Civil defense, Common carriers, Communications equipment, Emergency medical services, Individuals with disabilities, Radio, Reporting and recordkeeping requirements.

47 CFR Part 97

Aliens, Civil defense, Communications equipment, Radio, Reporting and recordkeeping requirements, Satellites, Volunteers.

Federal Communications Commission.

Mark Stephens,

Managing Director.

For the reasons discussed in the preamble, the Federal Communications Commission amends 47 CFR chapter I as follows:

PART 0—COMMISSION ORGANIZATION

- 1. The authority citation for part 0 is revised to read as follows:

Authority: 47 U.S.C. 155, 225, unless otherwise noted.

PART 1—PRACTICE AND PROCEDURE

- 2. The authority citation for part 1 is revised to read as follows:

Authority: 47 U.S.C. chs. 2, 5, 9, 13; Sec. 102(c), Div. P, Public Law 115–141, 132 Stat. 1084; 28 U.S.C. 2461, unless otherwise noted.

PART 4—DISRUPTIONS TO COMMUNICATIONS

- 3. The authority citation for part 4 is revised to read as follows:

Authority: 47 U.S.C. 151, 154(i)–(j) & (o), 251(e)(3), 254, 301, 303(b), 303(g), 303(r), 307, 309(a), 309(j), 316, 332, 403, 615a–1, 615c, 1302, unless otherwise noted.

PART 5—EXPERIMENTAL RADIO SERVICE

- 4. The authority citation for part 5 is revised to read as follows:

Authority: 47 U.S.C. 154, 301, 302, 303, 307, 336.

PART 12—RESILIENCY, REDUNDANCY AND RELIABILITY OF COMMUNICATIONS

- 5. The authority citation for part 12 is revised to read as follows:

Authority: 47 U.S.C. 151, 154(i), 154(j), 154(o), 155(c), 201(b), 214(d), 218, 219, 251(e)(3), 301, 303(b), 303(g), 303(j), 303(r), 307, 309(a), 316, 332, 403, 405, 615a–1, 615c, 621(b)(3), 621(d), unless otherwise noted.

PART 13—COMMERCIAL RADIO OPERATORS

- 6. The authority citation for part 13 is revised to read as follows:

Authority: 47 U.S.C. 154, 303.

PART 17—CONSTRUCTION, MARKING, AND LIGHTING OF ANTENNA STRUCTURES

- 7. The authority citation for part 17 is revised to read as follows:

Authority: 47 U.S.C. 154, 301, 303, 309.

PART 42—PRESERVATION OF RECORDS OF COMMUNICATION COMMON CARRIERS

- 8. The authority citation for part 42 is revised to read as follows:

Authority: 47 U.S.C. 154(j), 219, 220.

PART 43—REPORTS OF COMMUNICATION COMMON CARRIERS, PROVIDERS OF INTERNATIONAL SERVICES AND CERTAIN AFFILIATES

- 9. The authority citation for part 43 is revised to read as follows:

Authority: 47 U.S.C. 35–39, 154, 211, 219, 220; sec. 402(b)(2)(B), (c), Pub. L. 104–104, 110 Stat. 129.

PART 52—NUMBERING

- 10. The authority citation for part 52 is revised to read as follows:

Authority: 47 U.S.C. 151, 152, 153, 154, 155, 201–205, 207–209, 218, 225–227, 251–252, 271, 332, unless otherwise noted.

PART 53—SPECIAL PROVISIONS CONCERNING BELL OPERATING COMPANIES

- 11. The authority citation for part 53 is revised to read as follows:

Authority: 47 U.S.C. 151–155, 157, 201–205, 218, 251, 253, 271–275, unless otherwise noted.

PART 61—TARIFFS

- 12. The authority citation for part 61 is revised to read as follows:

Authority: 47 U.S.C. 151, 154(i), 154(j), 201–205, 403, unless otherwise noted.

PART 63—EXTENSION OF LINES, NEW LINES, AND DISCONTINUANCE, REDUCTION, OUTAGE AND IMPAIRMENT OF SERVICE BY COMMON CARRIERS; AND GRANTS OF RECOGNIZED PRIVATE OPERATING AGENCY STATUS

- 13. The authority citation for part 63 is revised to read as follows:

Authority: 47 U.S.C. 151, 154(i), 154(j), 160, 201–205, 214, 218, 403, 571, unless otherwise noted.

PART 64—MISCELLANEOUS RULES RELATING TO COMMON CARRIERS

- 14. The authority citation for part 64 is revised to read as follows:

Authority: 47 U.S.C. 154, 201, 202, 217, 218, 220, 222, 225, 226, 227, 228, 251(a), 251(e), 254(k), 262, 403(b)(2)(B), (c), 616, 620, 1401–1473, unless otherwise noted.

PART 73—RADIO BROADCAST SERVICES

- 15. The authority citation for part 73 is revised to read as follows:

Authority: 47 U.S.C. 154, 155, 301, 303, 307, 309, 310, 334, 336, 339.

§ 73.51 [Amended]

- 16. The sectional authority citation for § 73.51 is removed.

§ 73.69 [Amended]

- 17. The sectional authority citation for § 73.69 is removed.

PART 78—CABLE TELEVISION RELAY SERVICE

- 18. The authority citation for part 78 is revised to read as follows:

Authority: 47 U.S.C. 152, 153, 154, 301, 303, 307, 308, 309.

PART 80—STATIONS IN THE MARITIME SERVICES

- 19. The authority citation for part 80 is revised to read as follows:

Authority: 47 U.S.C. 151–155, 301–609; 3 U.S.T. 3450, 3 U.S.T. 4726, 12 U.S.T. 2377.

PART 90—PRIVATE LAND MOBILE RADIO SERVICES

- 20. The authority citation for part 90 is revised to read as follows:

Authority: 47 U.S.C. 154(i), 161, 303(g), 303(r), 332(c)(7), 1401–1473

PART 97—AMATEUR RADIO SERVICE

- 21. The authority citation for part 97 is revised to read as follows:

Authority: 47 U.S.C. 151–155, 301–609, unless otherwise noted.
 [FR Doc. 2018–21198 Filed 9–27–18; 8:45 am]
BILLING CODE 6712–01–P

DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

49 CFR Parts 383 and 384

[Docket No. FMCSA–2017–0047]

RIN 2126–AB99

Military Licensing and State Commercial Driver’s License Reciprocity

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

ACTION: Final rule.

SUMMARY: This rule allows, but does not require, State Driver Licensing Agencies (SDLAs) to waive requirements for the commercial learner’s permit (CLP) knowledge test for certain individuals who are, or were, regularly employed within the last year in a military position that requires, or required, the operation of a commercial motor vehicle (CMV). This rule includes the option for an SDLA to waive the tests required for a passenger carrier (P) endorsement, tank vehicle (N) endorsement, or hazardous material (H) endorsement, with proof of training and experience.

DATES: This final rule is effective November 27, 2018.

Petitions for Reconsideration of this final rule must be submitted to the FMCSA Administrator no later than October 29, 2018.

FOR FURTHER INFORMATION CONTACT: Mr. Selden Fritschner, CDL Division, Federal Motor Carrier Safety Administration, 1200 New Jersey Avenue SE, Washington, DC 20590–0001, by email at *Selden.fritschner@dot.gov*, or by telephone at (202) 366–0677. If you have questions on viewing or submitting material to the docket, contact Docket Services, by telephone at (202) 366–9826.

SUPPLEMENTARY INFORMATION: This final rule is organized as follows:

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 - L. E.O. 12372 (Intergovernmental Review)
 - M. E.O. 13211 (Energy Supply, Distribution, or Use)
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 - O. E.O. 13175 (Indian Tribal Governments)
 - P. National Technology Transfer and Advancement Act (Technical Standards)
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I. Rulemaking Documents

A. Availability of Rulemaking Documents

For access to docket FMCSA–2017–0047 to read background documents and comments received, go to <http://www.regulations.gov> at any time, or to Docket Services at U.S. Department of Transportation, Room W12–140, 1200 New Jersey Avenue SE, Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

B. 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 www.regulations.gov, as described in the system of records notice (DOT/ALL–14 FDMS), which can be reviewed at www.transportation.gov/privacy.

II. Executive Summary

This rule allows, but does not require, SDLAs to waive the knowledge test requirements and tests required for some endorsements with proof of experience for certain individuals who are regularly employed, or were regularly employed within the last year, in a military position requiring the operation of a vehicle that would be classified as a CMV pursuant to 49 CFR 383.5, if operated in a civilian context. This rulemaking implements part of section 5401 of the Fixing America’s Surface Transportation (FAST) Act (Pub. L. 114–94).

In combination with a recent rulemaking—Commercial Driver’s License Requirements of the Moving Ahead for Progress in the 21st Century Act (MAP–21) and the Military Commercial Driver’s License Act of 2012 (2012 Act), published on October 13, 2016 (81 FR 70634), hereafter referred to as the Military CDL I Rule—this rule gives States the option to waive both the CDL knowledge and driving skills tests for certain current and former military service members who received training to operate CMVs during active-duty, National Guard or reserve service in military vehicles that are comparable to CMVs. The combined effect of the Military CDL I Rule and this rule will allow certain current or former military drivers, domiciled in participating States, to transition to a civilian CDL more quickly due to their armed forces training and experience.

FMCSA evaluated potential costs and benefits associated with this rulemaking. The Agency concluded that the final rule would result in a 10-year cost savings of \$16.66 million undiscounted, \$14.21 million discounted at 3 percent, \$11.70 million discounted at 7 percent, and \$1.67 million on an annualized basis at both 7 percent and 3 percent discount rates. FMCSA has determined that this final rule is a deregulatory action under Executive Order (E.O.) 13771.

III. Abbreviations and Acronyms

- AAMVA American Association of Motor Vehicle Administrators
- ABA American Bus Association
- ATA American Trucking Associations
- BLS Bureau of Labor Statistics
- CDL Commercial Driver’s License
- CE Categorical Exclusion
- CLP Commercial Learner’s Permit
- CMV Commercial Motor Vehicle