

area. In addition, a public hearing will be held. Public notice will be given of the time and place of the meetings and hearing. A draft of the Tiered EIS will be available for public and agency review and comment prior to the public hearing. Scoping activities will be conducted.

To ensure that the full range of issues related to this proposed action are identified and addressed, comments and suggestions are invited from all interested parties. Comments or questions concerning this proposed action should be sent to the FHWA at the address provided above.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Planning and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program)

Issued on: May 21, 2002.

**Mark L. Vonder Embse,**

*Urban Programs Engineer, Federal Highway Administration, Columbus, Ohio.*

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## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Environmental Impact Statement; Kauai County, HI

**AGENCY:** Federal Highway Administration (FHWA), DOT.

**ACTION:** Notice of intent.

**SUMMARY:** The FHWA is issuing this notice to advise the public that an Environmental Impact Statement (EIS) will be prepared for a proposed highway project in the County of Kauai, State of Hawaii. This notice supersedes an earlier notice for the same project, published in the October 9, 1992 edition of the **Federal Register** (Vol. 57, No. 197).

**FOR FURTHER INFORMATION CONTACT:** Abraham Y. Wong, Division Administrator, Federal Highway Administration, P.O. Box 50206, Honolulu, Hawaii 96850, Telephone (808) 541-2700, x312.

**SUPPLEMENTARY INFORMATION:** The FHWA, in cooperation with the State of Hawaii, Department of Transportation, Highways Division, will prepare an Environmental Impact Statement for proposed improvements to Kuhio Highway (FAP 56) on the island of Kauai. This notice supersedes an earlier notice for the same project, published in the October 9, 1992 edition of the **Federal Register** (Vol. 57, No. 197).

The objectives of the proposed action are to alleviate existing traffic congestion along Kuhio Highway, accommodate projected traffic growth to the year 2025 for both local circulation and through traffic, provide an alternate emergency access and evacuation route to respond to emergency conditions, and provide additional roadway capacity when traffic incidents impede the normal traffic flow.

It is anticipated that several alternatives will be studied, including the no-build alternative. Possible "build" alternatives may include widening portions of Kuhio Highway, construction of a new bypass road or "relief route," a Transportation System Management (TSM)" alternative, or some combination of these. The proposed action could also include the location and design of connector roads between the relief route and the existing Kuhio Highway.

Stakeholders and interested parties are invited to come forward with ideas for purpose and need, alternatives, alternative selection criteria, environmental concerns in all resource areas, suggestions for outreach, and other information relevant to the planning process.

Letters describing the proposed action and soliciting comments will be sent to appropriate Federal, State, and County agencies and to private organizations and individuals. Two public informational meetings will be held on Kauai to receive comments and input from the community. In addition, a formal public hearing will be held after the Draft EIS is released for public and agency review. Public notices will be given of the time and place where these meetings will be held.

Comments or questions concerning this proposed project and the EIS to be prepared should be directed to the FHWA at the address provided above.

**Abraham Y. Wong,**

*Division Administrator, FHWA Hawaii.*

[FR Doc. 02-13765 Filed 5-31-02; 8:45 am]

**BILLING CODE 4910-22-M**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Environmental Impact Statement: San Joaquin and Stanislaus Counties, CA

**AGENCY:** Federal Highway Administration (FHWA), DOT.

**ACTION:** Notice of Intent.

**SUMMARY:** The FHWA is issuing this notice to advise the public that an environmental impact statement (EIS)

will be prepared for a proposed highway project in San Joaquin and Stanislaus counties, California.

**FOR FURTHER INFORMATION CONTACT:** Maiser Khaled, Team Leader, Federal Highway Administration, 980 Ninth St., Suite 400, Sacramento, California 95809, Telephone: (916) 498-5008.

**SUPPLEMENTARY INFORMATION:** The FHWA, in cooperation with California Department of Transportation (Caltrans), will prepare an EIS on a proposal to improve State Route 132 from the State Route 132/33 (SR132/33) Separation Overhead (Bridge 29-167L) in San Joaquin County to 0.16 km (0.1 m) west of the San Joaquin Bridge (Bridge 38-45) in Stanislaus County. The project is approximately 5.63 km (3.5m) in length. It is anticipated that these improvements improve traffic safety and operations by reducing congestion and accidents.

A larger geographic area from Interstate 580 (I-580) to Dakota Avenue west of the City of Modesto will be examined to evaluate indirect and cumulative impacts, and ensure full consideration of alternatives for the corridor. Alternatives under consideration include (1) taking no action; (2) using the existing two-lane highway as two westbound lanes and constructing two new eastbound lanes as a divided, four-lane expressway with limited access; (3) constructing a divided, four-lane expressway with limited access on new alignment; and (4) constructing a divided, four-lane freeway with controlled access on new alignment. Incorporated into and studied with the various build alternatives will be design variations of the existing SR132/33 interchange.

Letters describing the proposed action and soliciting comments will be sent to the appropriate Federal, State, and local agencies, and to private organizations and citizens who have expressed or are known to have interest in this proposal. Scoping meetings with local officials, State and Federal resource agencies will be held during the summer of 2002. Public participation for this study also includes community information meetings and a formal Public Hearing. The draft EIS will be available for public and agency review and comment prior to the public hearing Public notice will be given of the time and place for all meetings and hearings.

To ensure that the full range of issues related to this proposed action is addressed and all significant issues identified, comments and suggestions are invited from all interested parties. Comments or questions concerning this proposed action and the EIS should be

directed to the FHWA at the address provided above.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Research, Planning, and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program)

Issued on: May 20, 2002.

**Maiser A. Khaled,**

*Chief, District Operations—North,  
Sacramento, California.*

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**BILLING CODE 4910–22–M**

## DEPARTMENT OF TRANSPORTATION

### Federal Motor Carrier Safety Administration

[Docket Nos. FMCSA–99–5748 (OMCS–99–5748), FMCSA–99–6480]

#### Qualification of Drivers; Exemption Applications; Vision

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

**ACTION:** Notice of renewal of exemption; request for comments.

**SUMMARY:** This notice announces FMCSA's decision to renew the exemptions from the vision requirement in 49 CFR 391.41(b)(10) for 11 individuals.

**DATES:** This decision is effective June 3, 2002. Comments from interested persons should be submitted by July 3, 2002.

**ADDRESSES:** You can mail or deliver comments to the U.S. Department of Transportation, Dockets Management Facility, Room PL–401, 400 Seventh Street, SW., Washington, DC 20590–0001. You can also submit comments as well as see the submissions of other commenters at <http://dms.dot.gov>. Please include the docket numbers that appear in the heading of this document. You can examine and copy this document and all comments received at the same Internet address or at the Dockets Management Facility from 9 a.m. to 5 p.m., e.t., Monday through Friday, except Federal holidays. If you want to know that we received your comments, please include a self-addressed, stamped postcard or include a copy of the acknowledgement page that appears after you submit comments electronically.

**FOR FURTHER INFORMATION CONTACT:** For information about the vision exemptions in this notice, Ms. Sandra Zywockarte, Office of Bus and Truck Standards and Operations, (202) 366–

2987; for information about legal issues related to this notice, Mr. Joseph Solomey, Office of the Chief Counsel, (202) 366–1374, FMCSA, Department of Transportation, 400 Seventh Street, SW., Washington, DC 20590. Office hours are from 7:45 a.m. to 4:15 p.m., e.t., Monday through Friday, except Federal holidays.

#### SUPPLEMENTARY INFORMATION:

##### Electronic Access and Filing

You may see all comments online through the Document Management System (DMS) at: <http://dmses.dot.gov/submit>.

##### Background

Eleven individuals have requested renewal of their exemptions from the vision requirement in 49 CFR 391.41(b)(10) which applies to drivers of commercial motor vehicles (CMVs) in interstate commerce. They are Ronnie F. Bowman, Thomas L. Corey, Oskia D. Johnson, Dennis E. Krone, James F. Laverdure, Christopher P. Lefler, David R. Linzy, Richard J. McKenzie, Jr., Kenneth R. Piechnik, Thomas R. Trumpeter, and John C. Vantaggi. Under 49 U.S.C. 31315 and 31136(e), FMCSA may renew an exemption for a 2-year period 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.” Accordingly, FMCSA has evaluated the 11 petitions for renewal on their merits and decided to extend each exemption for a renewable 2-year period.

On April 14, 2000, the agency published a notice of final disposition announcing its decision to exempt 34 individuals, including 10 of these applicants for renewal, from the vision requirement in 49 CFR 391.41(b)(10) (65 FR 20251). The qualifications, experience, and medical condition of each applicant were stated and discussed in detail at 64 FR 68195 (December 6, 1999). Two comments were received, and their contents were carefully considered by the agency in reaching its final decision to grant the petitions (65 FR 20251). On November 30, 1999, the agency published a notice of final disposition announcing its decision to exempt 33 individuals, including 1 of these applicants for renewal, from the vision requirement in 49 CFR 391.41(b)(10) (64 FR 66962). The qualifications, experience, and medical condition of each applicant were stated and discussed in detail at 64 FR 40404 (July 26, 1999). Three comments were received, and their contents were carefully considered by the agency in reaching its final decision to grant the

petitions (64 FR 66962). The agency determined that exempting the individuals from 49 CFR 391.41(b)(10) was likely to achieve a level of safety equal to, or greater than, the level that would be achieved without the exemption as long as the vision in each applicant's better eye continued to meet the standard specified in 49 CFR 391.41(b)(10). As a condition of the exemption, therefore, the agency imposed requirements on the individuals similar to the grandfathering provisions in 49 CFR 391.64(b) applied to drivers who participated in the agency's former vision waiver program.

These requirements are as follows: (1) That each individual be physically examined every year (a) by an ophthalmologist or optometrist who attests that vision in the better eye meets the standard in 49 CFR 391.41(b)(10), and (b) by a medical examiner who attests the individual is otherwise physically qualified under 49 CFR 391.41; (2) that each individual provide a copy of the ophthalmologist's or optometrist's report to the medical examiner at the time of the annual medical examination; and (3) that each individual provide a copy of the annual medical certification to the employer for retention in the driver's qualification file and retain a copy of the certification on his/her person while driving for presentation to a duly authorized Federal, State, or local enforcement official.

##### Basis for Renewing Exemptions

Under 49 U.S.C. 31315(b)(1), an exemption may be granted for no longer than 2 years from its approval date and may be renewed upon application for additional 2-year periods. In accordance with 49 U.S.C. 31315 and 31136(e), each of the 11 applicants has satisfied the entry conditions for obtaining an exemption from the vision requirements (65 FR 20251; 64 FR 68195; 64 FR 66962; 64 FR 40404), and each has requested timely renewal of the exemption. These 11 applicants have submitted evidence showing that the vision in their better eye continues to meet the standard specified at 49 CFR 391.41(b)(10), and that the vision impairment is stable. In addition, a review of their records of safety while driving with their respective vision deficiencies over the past 2 years indicates each applicant continues to meet the vision exemption standards. These factors provide an adequate basis for predicting each driver's ability to continue to drive safely in interstate commerce. Therefore, FMCSA concludes that extending the exemption for a period of 2 years is likely to