discussed in detail in the October 11, 2017 **Federal Register** notice (82 FR 47301) and will not be repeated in this notice.

These 27 applicants have had ITDM over a range of one to 63 years. These applicants report no severe hypoglycemic reactions resulting in loss of consciousness or seizure, requiring the assistance of another person, or resulting in impaired cognitive function that occurred without warning symptoms, in the past 12 months and no recurrent (two or more) severe hypoglycemic episodes in the past five years. In each case, an endocrinologist verified that the driver has demonstrated a willingness to properly monitor and manage his/her diabetes mellitus, received education related to diabetes management, and is on a stable insulin regimen. These drivers report no other disqualifying conditions, including diabetes related complications. Each meets the vision requirement at 49 CFR 391.41(b)(10). Consequently, FMCSA finds that in each case exempting these applicants from the diabetes requirement in 49 CFR 391.41(b)(3) is likely to achieve a level of safety equal to that existing without the exemption.

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 27 exemption applications, FMCSA exempts the following drivers from the diabetes requirement in 49 CFR 391.41(b)(10), subject to the requirements cited above:

James J. Aden (MN) Serafim S. Amaral (CA)

John E. Biel (PA)

Adam D. Comer (AR)

Timothy P. Conner (VA)

Miguel P. Flores (WA)

Mark J. Fulks (IA)

Daniel Gonzalez, III (TX)

Chad A. Hayden (IN)

Joseph F. Hubenka (NE)

Galen M. Hurd, III (SC)

Edward S. Jacobs (MI)

Jason D. Jones (OK)

David M. Kelly (MD)

Robert A. Leboffe (PA)

Tanner H. Littlefield (RI)

Veneta K. Mayor (NV)

Randy J. Nekuda (NE)

Thomas M. Reece (NC)

Michael L. Rivera (NY) Gary L. Robbins (OR)

Eddie Rodriguez, Jr. (TX)

Erwin R. Rud (MN)

Diane L. Simmons (ID)

Russell Van Alphen (MA)

Thomas C. Williams (KS)

Glen E. Wray, Jr. (PA)

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: February 7, 2018.

Larry W. Minor,

Associate Administrator for Policy. [FR Doc. 2018–03031 Filed 2–13–18; 8:45 am] BILLING CODE 4910–EX–P

DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

[Docket No. FMCSA-2009-0290; FMCSA-2009-0289; FMCSA-2011-0300; FMCSA-2013-0190; FMCSA-2015-0338; FMCSA-2015-0339; FMCSA-2015-0340]

Qualification of Drivers; Exemption Applications; Diabetes

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 186 individuals from its prohibition in the Federal Motor Carrier Safety Regulations (FMCSRs) against persons with insulin-treated diabetes mellitus (ITDM) from operating commercial motor vehicles (CMVs) in interstate commerce. The exemptions enable these individuals with ITDM to continue to operate CMVs in interstate commerce.

DATES: Each group of renewed exemptions were applicable 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 March 16, 2018.

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 5:30 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–2009–0290; FMCSA–2009–0289; FMCSA–2011–0300; FMCSA–2013–0190; FMCSA–2013–0191; FMCSA–2015–0338; FMCSA–2015–0339; FMCSA–2015–0340 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., e.t., 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 selfaddressed, 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 from the FMCSRs for a five-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." The statute also allows the Agency to renew exemptions at the end of the five-year period. FMCSA grants exemptions from the FMCSRs for a two-year period to align with the maximum duration of a driver's medical certification.

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.

The 186 individuals listed in this notice have requested renewal of their exemptions from the diabetes standard in 49 CFR 391.41(b)(3), in accordance

with FMCSA procedures. Accordingly, FMCSA has evaluated these applications for renewal on their merits and decided to extend each exemption for a renewable two-year period.

II. Request for Comments

Interested parties or organizations possessing information that would otherwise show that any, or all, of these drivers are not currently achieving the statutory level of safety should immediately notify FMCSA. The Agency will evaluate any adverse evidence submitted and, if safety is being compromised or if continuation of the exemption would not be consistent with the goals and objectives of 49 U.S.C. 31136(e) and 31315, FMCSA will take immediate steps to revoke the exemption of a driver.

III. Basis for Renewing Exemptions

Under 49 U.S.C. 31315(b)(1), an exemption may be granted for no longer than two years from its approval date and may be renewed upon application. In accordance with 49 U.S.C. 31136(e) and 31315, each of the 186 applicants has satisfied the renewal conditions for obtaining an exemption from the diabetes requirement (74 FR 55890; 74 FR 65836; 75 FR 1449; 75 FR 4622; 76 FR 71112; 77 FR 532; 78 FR 65034; 78 FR 68139; 79 FR 3917; 79 FR 4807; 80 FR 77408: 80 FR 79402: 80 FR 81415: 80 FR 81667). They have maintained their required medical monitoring and have not exhibited any medical issues that would compromise their ability to safely operate a CMV during the previous two-year exemption period. 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 each of these drivers for a period of two years is likely to achieve a level of safety equal to that existing without the exemption.

In accordance with 49 U.S.C. 31136(e) and 31315, the following groups of drivers received renewed exemptions in the month of January and are discussed below:

As of January 5, 2018, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 16 individuals have satisfied the renewal conditions for obtaining an exemption from the rule prohibiting drivers with ITDM from driving CMVs in interstate commerce (76 FR 71112; 77 FR 532; 80 FR 81667):

Mark A. Aspden (MA) Rodney C. Backus (NY) Gary L. Breitenbach (SC) Gerald R. Curran (PA) Matthew G. Denisov (NC) Steven W. Gerling (IA)
Jackie D. Greenlee (MO)
Gregory L. Horton (GA)
Justin W. Jackson (OK)
David T. Kylander (MO)
Kevin A. Perdue (MD)
Michael E. Pleak (IN)
Christopher C. Stephenson (KS)
Todd J. Timmerman (WI)
Richard L. White (MS)
Paul A. Wright (NY)

The drivers were included in docket number FMCSA-2011-0300. Their exemptions are applicable as of January 5, 2018, and will expire on January 5, 2020.

As of January 11, 2018, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 23 individuals have satisfied the renewal conditions for obtaining an exemption from the rule prohibiting drivers with ITDM from driving CMVs in interstate commerce (74 FR 55890; 75 FR 1449; 80 FR 81667):

Eric M. Butz (OH) Rita A. Cefaratti (CT) Gerald F. Crowley (NY) Scott J. Denham (MN) Larry E. Dickerson (GA) David E. Ginter (PA) William H. Goebel (IA) Joseph L. Gray, III (PA) Ryan R. Harris (IA) Carroll J. Hartsell (WV) Keith M. Huels (AZ) Daniel R. Jackson (PA) Curtis W. Keelin, Jr. (WY) Patrick J. Krueger (WI) Tammy Lynn F. Manuel (SC) Francisco J. Martinez (MA) Andrew W. Myer (NE) Chad A. Nelson (UT) David W. Olson (AZ) Mark E. Pascoe (WI) Terry L. Riddell (IN) Roger L. Summerfield (WI) Jimmy P. Wright (TX)

The drivers were included in docket number FMCSA–2009–0289. Their exemptions are applicable as of January 11, 2018, and will expire on January 11, 2020.

As of January 14, 2018, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 26 individuals have satisfied the renewal conditions for obtaining an exemption from the rule prohibiting drivers with ITDM from driving CMVs in interstate commerce (80 FR 77408):

Jessie L. Arrant, Jr. (GA) Joseph M. Benech (RI) Shane M. Burgard (MN) Wesley O. Davis (SC) Steven P. DelPizzo (PA) Gregory P. Doyle (CO) Timothy D. Funk (IL) Diane M. Greenberg (VA) Brent P. Griswold (NY) Earl E. Hudson, III (SC) Gregory A. Huffman (TX) Robert D. Lair, Jr. (AR) Mark A. Leman (IL) Michael S. Massa (PA) Derek D. Patrick (MI) Joseph M. Petrucci (NH) James W. Prather (OH) Edward O. Prosser (RI) Dennis L. Ruff (WA) William J. Shrader (CA) Ronald L. Smith (KS) Wayne D. Smith (VT) Carnnell A. Taite (MI) Robert S. Townsend (NH) Zachary C. Warrick (NE) Zachary C. White (CA)

The drivers were included in docket number FMCSA–2015–0338. Their exemptions are applicable as of January 14, 2018, and will expire on January 14, 2020.

As of January 21, 2018, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 35 individuals have satisfied the renewal conditions for obtaining an exemption from the rule prohibiting drivers with ITDM from driving CMVs in interstate commerce (80 FR 79402):

Randall S. Blight (MI) George S. Callahan (IN) Myron D. Collins (CO) Paul E. Costello (NE) Pete J. Dewitt (CA) Frank A. Earullo (IL) Isadios P. Harris (NJ) David A. Heine (ND) Logan L. Jackson (CA) Elie Jean (NJ) Dean L. Jerpseth (MN) Terrence P. Lescamela (MI) Russell D. Logan (NC) Tommaso Maccarrone (NI) Raymond Mendez (NY) Anthony J. Miller (PA) Marlin D. Milliken (PA) Charles A. Mims (AL) Gustavo A. Mojica (FL) Timmothy S. Pederson (SD) Carlos J. Perez-Beltran (PA) Seth A. Piel (WI) Carlos M. Pinto, (NY) Peter C. Poungded (CA) Michael D. Prestby (IA) Wilson Rosado (IN) Jason G. Ross (CA) Sandra J. Sexton (IL) Jacob A. Small (NJ) Dale L. Vaughan (MO)

Tyler J. Vogt (IL)

Christoph Wagner (NJ)

Donald L. Westbrook (PA)

Russell J. Welke (WI)

David M. Wike (NC)

The drivers were included in docket number FMCSA-2015-0339. Their

exemptions are applicable as of January 21, 2018, and will expire on January 21, 2020.

As of January 23, 2018, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 12 individuals have satisfied the renewal conditions for obtaining an exemption from the rule prohibiting drivers with ITDM from driving CMVs in interstate commerce (78 FR 65034; 79 FR 3917; 80 FR 81667): Clair H. Gilmore (WA) Michael Kollos (MN) Daniel T. Lindahl (WI) James F. McSweeney (NH) Eric W. Miller (IN) William J. Rodgers (PA) Mark A. Rosenau (MN) Daniel B. Shaw (FL) John C. Thomas (IN) Richard Wasko (FL) Douglas E. Wilhoit (PA) Richard A. Wilk (OH)

The drivers were included in docket number FMCSA-2015-0338. Their exemptions are applicable as of January 23, 2018, and will expire on January 23, 2020.

As of January 28, 2018, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 21 individuals have satisfied the renewal conditions for obtaining an exemption from the rule prohibiting drivers with ITDM from driving CMVs in interstate commerce (74 FR 65836; 75 FR 4622; 80 FR 81667): Bob A. Bauer (WI) Michael P. Berger (ND) William D. Blosch (GA) Victor M. Brunner (WI) Tom L. Cooley (KS) Robert G. Dohman, Jr. (ND) Danny E. Edmonson (GA) Andrew C. Everett (AZ) Donald W. Hansen (ND) Joseph S. Hernandez (NM)

Jere W. Kirkpatrick (OH) Kyle A. Leach (NE) Robert J. Lewis, Jr. (VT) Stacy R. Oberholzer (PA) Michael S. Ogle (GA) Walter L. Patrick (TN)

Jordan T. Johnston (IN)

Kevin A. Richek (TV) Kevin A. Roginski (PA) Bruce M. Stockton (MO) Todd R. Vickers (MD)

The drivers were included in docket number FMCSA–2009–0290. Their exemptions are applicable as of January

28, 2018, and will expire on January 28, 2020.

As of January 29, 2018, and in

As of January 29, 2018, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 53 individuals have satisfied the renewal conditions for obtaining an exemption from the rule prohibiting drivers with ITDM from

driving CMVs in interstate commerce (78 FR 68139; 79 FR 4807; 80 FR 81415; 80 FR 81667):

Elmer W. Barrall (DE) Earl Bland (MO) Kevin Bracken (PA) Donald L. Callahan (KY) Robert A. Collins (NJ) Michael A. Craig (NC) Roderick E. Dean (NJ) Edward C. DeFrancesco (CT) Eugene N. Dirl (PA) Kevin F. Dykes (MA) Jonathan Eggers (MN) Richard L. Engle (KY) Christopher J. Frank (NY) Matthew E. Fry (KS) Gilbert N. Fugate (IN) Scott C. Garbiel (ME) Al Glover, Jr. (LA) Jimmy H. Goacher (NC) Jim B. Gonzalez (OR) William F. Hamann (KY) Nathaniel K. Hamilton (TX) Michael D. Henry (OH) Jon C. Hicks (PA) Kevin F. Hoffman (PA) Jerry A. Huffman (NC) Daurell A. Jones (MD) Jerry J. Klosterman (OH) Joseph E. Kolb (NY) Larry C. Krueger (NE) Chad M. Kuck (AK) Craig A. Lemponen (OH) Donald R. Leonard Jr. (NH) Matthew P. Ludwig (NY) Keith B. Masters (NH) Sandra R. Moultrie (GA) Jeffrey A. Olson (IA) Howard L. Peacock (KS) Chauncey W. Pittman (IN) Brandon C. Rhinehart (MD) James E. Richardson (NY) Gerald C. Rosencrans (PA) Henry J. Russo (NJ) Richard G. Schumann (NI) Donald R. Sine, Jr. (WV) Jefferson L. Smith (MA) Troy T. Sunnarborg (MN) Dennis E. Taunton (ID) Phillip A. Trent (VA) Deborah D. Watson (MI) Ronnie C. Webb (MT) William R. White (MI) Curtis L. Worsfold (NE) Jason D. Zagorski (NC)

The drivers were included in docket numbers FMCSA–2013–0191; FMCSA– 2015–0340. Their exemptions are applicable as of January 29, 2018, and will expire on January 29, 2020.

IV. Conditions and Requirements

The exemptions are extended subject to the following conditions: (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 submit an annual ophthalmologist's or optometrist's report; 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 keep a copy in his/her driver's qualification file if he/she is selfemployed. The driver must also have a copy of the exemption when driving, for presentation to a duly authorized Federal, State, or local enforcement official. The exemption will be rescinded if: (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 before it was 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.

V. 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.

VI. Conclusion

Based upon its evaluation of the 186 exemption applications, FMCSA renews the exemptions of the aforementioned drivers from the rule prohibiting drivers with ITDM from driving CMVs in interstate commerce. In accordance with 49 U.S.C. 31136(e) and 31315, each exemption will be valid for two years unless revoked earlier by FMCSA.

Issued on: February 7, 2018.

Larry W. Minor,

Associate Administrator for Policy.
[FR Doc. 2018–03047 Filed 2–13–18; 8:45 am]
BILLING CODE 4910–EX–P

DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

[Docket No. FMCSA-2018-0021]

Qualification of Drivers; Exemption Applications; Diabetes

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

ACTION: Notice of denials.

SUMMARY: FMCSA announces its decision to deny applications from 97 individuals who requested an exemption from the Federal Motor Carrier Safety Regulations (FMCSRs) prohibiting persons with insulin-treated diabetes mellitus (ITDM) from operating a commercial motor vehicle (CMV) in interstate commerce.

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

FMCSA received applications from 97 individuals who requested an exemption from the FMCSRs prohibiting persons with ITDM from operating a CMV in interstate commerce.

FMCSA has evaluated the eligibility of these applicants and concluded that granting these exemptions would not provide a level of safety that would be equivalent to or greater than, the level of safety that would be obtained by complying with the regulation 49 CFR 391.41(b)(3).

III. Basis for Exemption Determination

Under 49 U.S.C. 31136(e) and 31315, FMCSA may grant an exemption if it finds such an exemption would likely achieve a level of safety that is equivalent to, or greater than, the level that would be achieved absent such an exemption.

The Agency's decision regarding these exemption applications is based on the eligibility criteria, the terms and conditions for Federal exemptions, and an individualized assessment of each applicant's medical information provided by the applicant.

IV. Conclusion

The Agency has determined that these applicants do not satisfy the criteria eligibility or meet the terms and conditions of the Federal exemption and granting these exemptions would not provide a level of safety that would be equivalent to or greater than, the level of safety that would be obtained by complying with the regulation 49 CFR 391.41(b)(3). Therefore, the 97 applicants in this notice have been denied exemptions from the physical qualification standards in 49 CFR 391.41(b)(3).

Each applicant has, prior to this notice, received a letter of final disposition regarding his/her exemption request. Those decision letters fully outlined the basis for the denial and constitutes final action by the Agency. This notice summarizes the Agency's recent denials as required under 49 U.S.C. 31315(b)(4) by periodically publishing names and reasons for denial.

The following 12 applicants met the diabetes requirements of 49 CFR 391.41(b)(3) and do not need an exemption:

Jerome E. Bembry (FL)
Scott J. Blair (MI)
Bryan D. Cash (MI)
John C. Czar (PA)
James P. Despirito (PA)
Lawrence Jackson (MO)
Curtis L. Jones (NY)
Wesley A. McLaughlin (PA)
Francisco Paz (TX)
Keith R. Smith (MN)
Eloy O. Valdez (CA)
Matthew Windle (GA)

The following 55 applicants were not operating CMVs in interstate commerce: Warren E. Akiona (WA) Mohammed B. Alnounou (MI)

Robert F. Aubert (IA)
David G. Barclay (PA)
Roy E. Barticciotto (NY)
Lucrecia Bethea (NJ)
Michael A. Bogardus (NY)
Vincent F. Brewer (MI)