

hypoglycemic reaction that resulted in loss of consciousness or seizure, that required the assistance of another person, or resulted in impaired cognitive function without warning symptoms in the past 5 years (with one year of stability following any such episode). In each case, an endocrinologist has verified that the driver has demonstrated 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 standard at 49 CFR 391.41(b)(10).

The qualifications and medical condition of each applicant were stated and discussed in detail in the March 22, 2010 **Federal Register** Notice, and they will not be repeated in this Notice.

#### **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.

To evaluate the effect of these exemptions on safety, FMCSA considered medical reports about the applicants' ITDM and vision, and reviewed the treating endocrinologists' medical opinion related to the ability of the driver to safely operate a CMV while using insulin.

Consequently, FMCSA finds that in each case exempting these applicants from the diabetes standard in 49 CFR 391.41(b)(3) is likely to achieve a level of safety equal to that existing without the exemption.

#### **Conditions and Requirements**

The terms and conditions of the exemption will be provided to the applicants in the exemption document and they include the following: (1) That each individual submit a quarterly monitoring checklist completed by the treating endocrinologist as well as an annual checklist with a comprehensive medical evaluation; (2) that each individual reports within 2 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) 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 (4) that each individual 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 self-employed. The driver must also have a copy of the certification when driving, for presentation to a duly authorized Federal, State, or local enforcement official.

#### **Discussion of Comments**

FMCSA received one comment in this proceeding. The comment was considered and discussed below.

The Pennsylvania Department of Transportation stated that it had reviewed the driving records for Dale J. Cleaver, Edgar R. Pole and Wayne F. Richards and was in favor of granting a Federal diabetes exemption to each of these individuals.

#### **Conclusion**

Based upon its evaluation of the fifty-three exemption applications, FMCSA exempts Deanna R. Alvarado, Howard H. Armstrong, Samuel D. Bentle, Mark S. Boettcher, Steven C. Boudreau, Charles Boulware, Jr., Roy L. Brokaw, Chris D. Chambers, Charles A. Cinert, Sr., John D. Clark, IV, Dale J. Cleaver, James H. Collins, William A. Donais, Lance L. Fuller, Johnny Gardner, Jr., Gregory S. Ghent, Mark D. Golden, Nathaniel W. Gorham, Younge W. Hooper, Eugene H. Johannes, Reginald K. Johnson, Sheldon R. Koehn, David L. Kreitzer, Jason R. Kropp, Joseph A. Laperle, David W. Letto, Robert D. Marquart, Francis E. Martinez, Stephen A. Miles, Raymond A. Montoya, Adolfo Moreno, Jr., Chad D. Morrison, Kevin R. Murphy, Kenneth S. Napieralski, Lowell G. Neumann, John T. Oliver, Jr., Steven G. Petersen, Edgar R. Polk, Damian J. Porter, Robert W. Prabucki, Edward R. Ramm, Wayne F. Richards, George H. Rollins, Jo Ellen Roshak, Gary G. Sironen, Rodney L. Stoltenberg, David Switala, Stanley C. Tarvidas, Jim D. Thomas, Florence E. Thompson, Joshua C. Thompson, Phillip M. Vinson and Camella C. Wilkins from the ITDM standard in 49 CFR 391.41(b)(3), subject to the conditions listed under "Conditions and Requirements" above.

In accordance with 49 U.S.C. 31136(e) and 31315 each exemption will be valid for two years unless revoked earlier by FMCSA. The exemption will be revoked 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. If the exemption is still effective at the end of the 2-year period, the person may apply to FMCSA for a renewal under procedures in effect at that time.

Issued on: May 5, 2010.

**Larry W. Minor,**

*Associate Administrator for Policy and Program Development.*

[FR Doc. 2010-11706 Filed 5-14-10; 8:45 am]

**BILLING CODE 4910-EX-P**

## **DEPARTMENT OF TRANSPORTATION**

### **Federal Aviation Administration**

#### **Notice of Intent To Release Certain Properties From Certain Terms, Conditions, Reservations and Restrictions of a Quitclaim Deed Agreement Between the Hillsborough County Aviation Authority and the Federal Aviation Administration for the Tampa International Airport, Tampa, FL**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Request for public comment.

**SUMMARY:** The FAA hereby provides notice of intent to release certain airport properties 5.88 acres at the Tampa International Airport, Tampa, FL from certain conditions, reservations, and restrictions as contained in a Quitclaim Deed agreement between the FAA and the Hillsborough County Aviation Authority, dated November 5, 1947. The release of property will allow the Hillsborough County Aviation Authority to use property for other than aeronautical purposes. The property is located in the southeast quadrant of Tampa International Airport property, Hillsborough County, Florida. The parcel is currently designated as aeronautical use. The property will be used for nonaeronautical use/revenue generation. The fair market value of the property has been determined by appraisal to be \$2,690,000. The airport will receive at least fair market rental value for the property. Documents reflecting the Sponsor's request are available, by appointment only, for inspection at the Tampa International Airport and the FAA Airports District Office.

**SUPPLEMENTARY INFORMATION:** Section 125 of The Wendell H. Ford Aviation Investment and Reform Act for the 21st Century (AIR-21) requires the FAA to provide an opportunity for public notice and comment prior to the "waiver" or "modification" of a sponsor's Federal

obligation to use certain airport land for nonaeronautical purposes.

**DATES:** Comments are due on or before June 16, 2010.

**ADDRESSES:** Documents are available for review at the Tampa International Airport, and the FAA Airports District Office, 5950 Hazeltine National Drive, Suite 400, Orlando, FL 32822. Written comments on the Sponsor's request must be delivered or mailed to: Rebecca R. Henry, Program Manager, Orlando Airports District Office, 5950 Hazeltine National Drive, Suite 400, Orlando, FL 32822-5024.

**FOR FURTHER INFORMATION CONTACT:** Rebecca R. Henry, Program Manager, Orlando Airports District Office, 5950 Hazeltine National Drive, Suite 400, Orlando, FL 32822-5024.

**W. Dean Stringer,**

Manager, Orlando Airports District Office, Southern Region.

[FR Doc. 2010-11718 Filed 5-14-10; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### RTCA Government/Industry Air Traffic Management Advisory Committee (ATMAC)

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of RTCA Government/Industry Air Traffic Management Advisory Committee (ATMAC).

**SUMMARY:** The FAA is issuing this notice to advise the public of a meeting of RTCA Government/Industry Air Traffic Management Advisory Committee (ATMAC).

**DATES:** The meeting will be held June 3, 2010, from 10 a.m. to 1 p.m.

**ADDRESSES:** The meeting will be held at Bessie Coleman Room, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591.

**FOR FURTHER INFORMATION CONTACT:** RTCA Secretariat, 1828 L Street, NW., Suite 805, Washington, DC 20036; telephone (202) 833-9339; fax (202) 833-9434; Web site <http://www.rtca.org>.  
**METRO:** L'Enfant Plaza Station (Use 7th & Maryland Exit).

**SUPPLEMENTARY INFORMATION:** Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463, 5 U.S.C., Appendix 2), notice is hereby given for the Air Traffic Management Advisory Committee meeting. The agenda will include:

- Opening Plenary (Welcome and Introductions);

- Trajectory Operations (TOps) Work Group Presentation of Document, including Recommendations, for ATMAC Discussion, Approval, and possible Next Steps;

- NextGen Implementation Work Group (NGIWG) Report, Discussion, and possible Next Steps;

- ADS-B Work Group Presentation of Legacy ADS-B Equipment Paper for ATMAC Discussion, Approval, and possible Next Steps;

- FAA National Special Activity Airspace Program (NSAAP) Presentation Requested by Requirements and Planning Work Group, Airspace Work Group; precursor to future ATMAC Action Item;

- ATMAC Process Improvement Ad Hoc Group Presentation of Recommendations for ATMAC Discussion and Approval;

- ATMAC Membership for 2010-2011 Term;

- Closing Plenary (Other Business, Adjourn).

**Note:** Please arrive in the FAA lobby by 9:30 a.m. to allow ample time for security and check in procedures.

Attendance is open to the interested public but limited to space availability. With the approval of the chairmen, members of the public may present oral statements at the meeting. Persons wishing to present statements or obtain information should contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section. Members of the public may present a written statement to the committee at any time.

Issued in Washington, DC, on May 10, 2010.

**Francisco Estrada C.,**

RTCA Advisory Committee.

[FR Doc. 2010-11720 Filed 5-14-10; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Notice of Passenger Facility Charge (PFC) Approvals and Disapprovals

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Monthly Notice of PFC Approvals and Disapprovals. In April 2010, there were seven applications approved. This notice also includes information on one application, approved in March 2010, inadvertently left off the March 2010 notice. Additionally, 12 approved amendments to previously approved applications are listed.

**SUMMARY:** The FAA publishes a monthly notice, as appropriate, of PFC approvals and disapprovals under the provisions of the Aviation Safety and Capacity Expansion Act of 1990 (Title IX of the Omnibus Budget Reconciliation Act of 1990) (Pub. L. 101-508) and Part 158 of the Federal Aviation Regulations (14 CFR Part 158). This notice is published pursuant to paragraph d of § 158.29.

#### PFC Applications Approved

*Public Agency:* Birmingham Airport Authority, Birmingham, Alabama.

*Application Number:* 10-08-C-00-BHM.

*Application Type:* Impose and use a PFC.

*PFC Level:* \$4.50.

*Total PFC Revenue Approved in This Decision:* \$7,310,680.

*Earliest Charge Effective Date:* July 1, 2010.

*Estimated Charge Expiration Date:* October 1, 2011.

*Class of Air Carriers Not Required To Collect PFC's:*

Air taxi/commercial operators filing FAA Form 1800-31.

*Determination:* Approved. Based on information submitted in the public agency's application, the FAA has determined that the proposed class accounts for less than 1 percent of the total annual enplanements at Birmingham-Shuttlesworth International Airport.

*Brief Description of Projects Approved for Collection and Use:*

Acquire noise impacted land.

Acquire environmentally impacted land.

Security enhancements.

Terminal preconstruction services.

*Brief Description of Project Approved for Collection:*

Terminal demolition.

*Decision Date:* March 31, 2010.

#### FOR FURTHER INFORMATION CONTACT:

Kevin Morgan, Jackson Airports District Office, (601) 664-9891.

*Public Agency:* City of Portland, Maine.

*Application Number:* 10-05-C-00-PWM.

*Application Type:* Impose and use a PFC.

*PFC Level:* \$4.50.

*Total PFC Revenue Approved in This Decision:* \$132,206,104.

*Earliest Charge Effective Date:* November 1, 2010.

*Estimated Charge Expiration Date:* April 1, 2040.

*Class of Air Carriers Not Required To Collect PFC's:* Air taxi/commercial operators.

*Determination:* Approved. Based on information submitted in the public