

the conditions for obtaining a renewed exemption from the vision requirements (72 FR 72666; 72 FR 25831; 74 FR 19270; 76 FR 29022; 76 FR 34135; 76 FR 44082; 78 FR 34140; 78 FR 51268; 80 FR 36398):

Stanley C. Anders (SD)  
Joel A. Cabrera (FL)  
Sherman W. Clapper (ID)  
Eric Esplin (UT)  
Ronald R. Fournier (NY)  
Ronald D. Jackman II (NV)  
Thomas W. Kent (IN)  
Robert J. MacInnis (MA)  
Steven A. Proctor (TX)  
Rodney W. Sukalski (MN)  
Larry D. Warneke (WA)  
Lonnie Wendinger (MN)

The drivers were included in one of the following docket Nos: FMCSA–2007–27333; FMCSA–2011–0102. Their exemptions are applicable as of July 22, 2017, and will expire on July 22, 2019.

As of July 23, 2017, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 19 individuals have satisfied the conditions for obtaining a renewed exemption from the vision requirements (80 FR 35699; 80 FR 48404):

Robert J. Bickel (MI)  
Steven R. Brinegar (TX)  
Garry D. Burkholder (PA)  
Dennis W. Cosens (NM)  
William J. Garigulo (OH)  
Wladyslaw Gogola (IL)  
Antonio Gomez (PA)  
Mark A. Grenier (CT)  
Acquillious Jackson III (SC)  
Jimmy D. Johnson, II (TN)  
Bradley J. Kearn (UT)  
Larry G. Kreke (IL)  
Christopher P. Mrockza (MD)  
Gary A. Oster (OR)  
Mark A. Pleskovitch (IL)  
Edward J. Puto (CT)  
Andrew P. Risner (OH)  
Kyle B. Sharp (MI)  
Francis A. St. Pierre (NH)

The drivers were included docket No. FMCSA–2015–0052. Their exemptions are applicable as of July 23, 2017, and will expire on July 23, 2019.

As of July 31, 2017, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 5 individuals have satisfied the conditions for obtaining a renewed exemption from the vision requirements (76 FR 25766; 76 FR 37885; 78 FR 37270; 80 FR 31640):

Anthony Luciano (CT)  
David McKinney (OR)  
Frank L. O'Rourke (NY)  
Larry F. Reber (OH)  
Edward Swaggerty, Jr. (OH)

The drivers were included in docket No. FMCSA–2011–0092. Their exemptions are applicable as of July 31, 2017, and will expire on July 31, 2019.

#### Conditions and Requirements

The exemptions are extended subject to the following conditions: (1) Each driver must undergo an annual physical examination (a) by an ophthalmologist or optometrist who attests that the vision in the better eye continues to meet the requirements in 49 CFR 391.41(b)(10), and (b) by a certified Medical Examiner, as defined by 49 CFR 390.5, who attests that the driver is otherwise physically qualified under 49 CFR 391.41; (2) 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 (3) each driver must provide a copy of the annual medical certification to the employer for retention in the driver's qualification file and retains a copy of the certification on his/her person while 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.

#### IV. 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 88 exemption applications, FMCSA renews the exemptions of the aforementioned drivers from the vision requirement in 49 CFR 391.41(b)(10), subject to the requirements cited above (49 CFR 391.64(b)). 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: June 8, 2017.

**Larry W. Minor,**

*Associate Administrator for Policy.*

[FR Doc. 2017–14919 Filed 7–19–17; 8:45 am]

**BILLING CODE 4910-EX-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Motor Carrier Safety Administration

[Docket No. FMCSA–2006–24016; FMCSA–2009–0067; FMCSA–2011–0040; FMCSA–2011–0058; FMCSA–2013–0012; FMCSA–2013–0014; FMCSA–2014–0315; FMCSA–2015–0057]

#### Qualification of Drivers; Exemption Applications; Diabetes

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

**ACTION:** Notice of final disposition.

**SUMMARY:** FMCSA announces its decision to renew exemptions of 132 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 was applicable on the dates stated in the discussions below and will expire on the dates stated in the discussions below.

**FOR FURTHER INFORMATION CONTACT:** Ms. Christine A. Hydock, Chief, Medical Programs Division, 202–366–4001, [fmcsamedical@dot.gov](mailto:fmcsamedical@dot.gov), FMCSA, Department of Transportation, 1200 New Jersey Avenue SE., Room W64–224, Washington, DC 20590–0001. Office hours are from 8 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.

#### 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 April 17, 2017, FMCSA published a notice announcing its decision to renew exemptions for 132 individuals from the insulin-treated diabetes mellitus prohibition in 49 CFR 391.41(b)(3) to operate a CMV in interstate commerce and requested comments from the public (82 FR 18206). The public comment period ended on May 17, 2017, and no comments were received.

As stated in the previous notice, FMCSA has evaluated the eligibility of these applicants and determined that renewing these exemptions 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 preceding.

## IV. Conclusion

Based upon its evaluation of the 132 renewal exemption applications and that no comments were received, FMCSA confirms its decision to exempt the following drivers from the rule prohibiting drivers with ITDM from driving CMVs in interstate commerce in 49 CFR 391.41(b)(3):

As of May 3, 2017, and in accordance with 49 U.S.C. 31136(e) and 31315, the following nine 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 16032; 78 FR 26107):

Maryland A. Chandler (KY)  
 Ronald D. Clark (AR)  
 Larry L. Eberly (PA)  
 Steven J. Fessler (IL)  
 Patrick L. Morningstar (MD)  
 Russell L. Stiley (CO)  
 Gary T. Stoutamyer (VA)  
 Jack K. Webster (KY)  
 Harry V. Wilhite, Jr. (AL)

The drivers were included in docket No. FMCSA-2013-0014. Their exemptions are applicable as of May 3, 2017, and will expire on May 3, 2019.

As of May 6, 2017, and in accordance with 49 U.S.C. 31136(e) and 31315, the following nine 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 16758; 78 FR 26422):

Victor L. Daniels (DE)  
 Kenneth T. Faborito (HI)  
 Kevin P. Lee (MN)  
 Duane W. Mansur (NH)  
 Fritz R. McBride (WI)  
 Arthur H. Olsen (AZ)  
 Jacob D. Parnaby (OH)  
 Brandon P. Wilson (NC)  
 Peter S. Zipperer (LA)

The drivers were included in docket No. FMCSA-2013-0012. Their exemptions are applicable as of May 6, 2017, and will expire on May 6, 2019.

As of May 8, 2017, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 50 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 18681; 80 FR 37716):

Rafael M. Alvarado (TX)  
 Mark J. Avedisian (NY)  
 Timothy J. Burke (MA)  
 Roger D. Cassada (VA)  
 Leonard W. Cleaves (MA)  
 Larry A. Cramer (SD)  
 Bradford A. Davies (ME)  
 Larry A. DeSanno (OR)  
 Robert S. Doering (IL)  
 Michael L. Domarus (MN)  
 Adan A. Espinoza (CA)  
 Howard E. Fruehling (IA)  
 Michael F. Gabbianelli (NJ)  
 James E. Goins (NJ)  
 Gregory J. Goodenbour (IA)  
 Michael D. Howell (NC)  
 Mayer Indorsky (NY)  
 Raymond J. Jacobs (NY)  
 Lyle J. Kaehler (WI)  
 Charles F. Kennedy (PA)  
 Curtis G. Krichbaum (PA)  
 Walter P. Leck (PA)  
 John R. Mauney (NC)  
 Derrell R. McCaskill (MD)  
 Eric O. McLamb (NC)  
 Michael S. Murray (IA)  
 Benjamin M. Naastad (ND)  
 Richard G. Niemi (WI)  
 Kenthia E. Norfleet (AL)  
 Donald M. Oakes (NH)  
 Robert E. Piernik (FL)  
 Harold E. Pratt (MO)  
 Jack C. Reed (NE)  
 Fernando Rivera (IL)  
 William J. Schmidt (MN)  
 Todd J. Schoeller (WI)  
 Gary H. Schrot (WI)  
 Ryan A. Snow (PA)  
 Kevin L. Sundh (UT)

William H. Terry (IN)  
 Duane K. Torlish, Jr. (NY)  
 Ronald W. Truitt (PA)  
 Timothy E. Vanderwiele (NY)  
 Leo D. Vermeire (WA)  
 Brian W. Walls (PA)  
 Gary L. Webster (VT)  
 Lance A. Wendinger (MN)  
 Allan W. Widener (GA)  
 Shane D. Wildoner (PA)  
 Kyle A. Wright (WA)

The drivers were included in docket No. FMCSA-2014-0315. Their exemptions are applicable as of May 8, 2017, and will expire on May 8, 2019.

As of May 9, 2017, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 38 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 17475; 76 FR 26792; 80 FR 18928; 80 FR 37726):

James R. Bledsoe (FL)  
 Sammy W. Bowlin (KS)  
 Durwin A. Brannon (NC)  
 Larry J. Carril (IL)  
 Jimmy E. Cole (TN)  
 Robert S. Colosimo (ND)  
 Joel F. Cook (NY)  
 James N. Coombs (NJ)  
 David A. Daniels (ME)  
 John A. DelGiudice (RI)  
 Mark J. Dias (MA)  
 Brian A. Foss (WY)  
 William A.H. Gardner (CA)  
 Steven M. Gilmour (MA)  
 Ismael Gonzalez (IN)  
 Charles A. Gudaitis (PA)  
 Cory A. Harker (UT)  
 Clark D. Holdeman (TX)  
 David A. Holwenger (WA)  
 Conrad J. Janik (NY)  
 David F. Kenny (NY)  
 George W. Key, Jr. (AL)  
 Michael O. Lancial (MI)  
 Robert E. McKenna (NY)  
 Gregory O. Morton (AL)  
 Frank A. Mowers (IL)  
 Charles H. Nichols (MI)  
 Robert L. Rush (PA)  
 Derek J. Scougal (VA)  
 Roy Silva (IL)  
 James L. Skinner (IA)  
 Crispin Tabangcura Jr. (HI)  
 Robert L. Terry (TN)  
 Rafael Torres, Jr. (FL)  
 Harold E. Watters (IN)  
 Joseph E. Weitzel (PA)  
 John B. Wojcicki (OH)  
 Steven L. Wolvers (IA)

The drivers were included in one of the following docket Nos: FMCSA-2011-0058; FMCSA-2015-0057. Their exemptions are applicable as of May 9, 2017, and will expire on May 9, 2019.

As of May 11, 2017, and in accordance with 49 U.S.C. 31136(e) and

31315, the following 8 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 17478; 76 FR 27376):

Peter N. Amendola (MA)  
 Steven V. Callison (LA)  
 Douglas A. Carroll (IN)  
 Tamara D. Folsom (SD)  
 Ernest Martinelli, III (RI)  
 Johnathon C. Morgan (TN)  
 David R. Smith (ME)  
 Adam J. Stegenga (MI)

The drivers were included in docket No. FMCSA–2011–0040. Their exemptions are applicable as of May 11, 2017, and will expire on May 11, 2019.

As of May 18, 2017, and in accordance with 49 U.S.C. 31136(e) and 31315, Thomas G. Deke (MO) has satisfied the renewal conditions for obtaining an exemption from the rule prohibiting drivers with ITDM from driving CMVs in interstate commerce. (71 FR 17558; 71 FR 28913).

This driver was included in docket No. FMCSA–2006–24016. The exemption is applicable as of May 18, 2017, and will expire on May 18, 2019.

As of May 22, 2017, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 17 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 15578; 74 FR 24072):

William C. Arrington (MD)  
 Raymond Barajas (KS)  
 William N. Carpenter (KY)  
 Darin L. Carpenter (MT)  
 Jeffery W. Cotner (OR)  
 Juan A. Hartwell (CT)  
 David A. Holzbach (SC)  
 Joseph T. Jackson (CT)  
 Donald A. Lambrecht (NC)  
 William M. Liebert (NV)  
 Curtis J. Panther (MN)  
 Eric S. Ritter (CA)  
 Gary L. Robinson (TN)  
 Kevin J. Sears (IL)  
 Peter A. Storm (LA)  
 Don A. Wisnosky (WI)  
 Patrick D. Yosten (NE)

The drivers were included in docket No. FMCSA–2009–0067. Their exemptions are applicable as of May 22, 2017, and will expire on May 22, 2019.

In accordance with 49 U.S.C. 31315, each exemption will be valid for two years from the applicable 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 and 31315.

Issued on: June 8, 2017.

**Larry W. Minor,**

*Associate Administrator for Policy.*

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## DEPARTMENT OF TRANSPORTATION

### National Highway Traffic Safety Administration

[Docket No. NHTSA–2017–0016; Notice 1]

#### Mack Trucks, Inc., Receipt of Petition for Decision of Inconsequential Noncompliance

**AGENCY:** National Highway Traffic Safety Administration (NHTSA), Department of Transportation (DOT).

**ACTION:** Receipt of petition.

**SUMMARY:** Mack Trucks, Inc. (MTI), has determined that certain model year (MY) 2017 Mack heavy duty trucks do not fully comply with Federal Motor Vehicle Safety Standard (FMVSS) No. 120, *Tire selection and rims and motor home/recreation vehicle trailer load carrying capacity information for motor vehicles with a GVWR of more than 4,536 kilograms (10,000 pounds)*. MTI filed a noncompliance information report dated February 9, 2017. MTI also petitioned NHTSA on February 28, 2017, and revised its petition on April 29, 2017, for a decision that the subject noncompliance is inconsequential as it relates to motor vehicle safety.

**DATES:** The closing date for comments on the petition is August 21, 2017.

**ADDRESSES:** Interested persons are invited to submit written data, views, and arguments on this petition. Comments must refer to the docket and notice number cited in the title of this notice and submitted by any of the following methods:

- *Mail:* Send comments by mail addressed to U.S. Department of Transportation, Docket Operations, M–30, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue SE., Washington, DC 20590.

- *Hand Delivery:* Deliver comments by hand to U.S. Department of Transportation, Docket Operations, M–30, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue SE., Washington, DC 20590. The Docket Section is open on weekdays from 10 a.m. to 5 p.m. except Federal Holidays.

- *Electronically:* Submit comments electronically by logging onto the Federal Docket Management System (FDMS) Web site at <https://www.regulations.gov/>. Follow the online instructions for submitting comments.

- Comments may also be faxed to (202) 493–2251.

Comments must be written in the English language, and be no greater than 15 pages in length, although there is no limit to the length of necessary attachments to the comments. If comments are submitted in hard copy form, please ensure that two copies are provided. If you wish to receive confirmation that comments you have submitted by mail were received, please enclose a stamped, self-addressed postcard with the comments. Note that all comments received will be posted without change to <https://www.regulations.gov/>, including any personal information provided.

All comments and supporting materials received before the close of business on the closing date indicated above will be filed in the docket and will be considered. All comments and supporting materials received after the closing date will also be filed and will be considered to the fullest extent possible.

When the petition is granted or denied, notice of the decision will also be published in the **Federal Register** pursuant to the authority indicated at the end of this notice.

All comments, background documentation, and supporting materials submitted to the docket may be viewed by anyone at the address and times given above. The documents may also be viewed on the Internet at <https://www.regulations.gov/> by following the online instructions for accessing the dockets. The docket ID number for this petition is shown in the heading of this notice.

DOT's complete Privacy Act Statement is available for review in a **Federal Register** notice published on April 11, 2000, (65 FR 19477–78).

#### SUPPLEMENTARY INFORMATION:

*I. Overview:* Mack Trucks, Inc. (MTI), has determined that certain model year (MY) 2017 Mack heavy duty trucks do not fully comply with paragraph S5.2(b) of Federal Motor Vehicle Safety Standard (FMVSS) No. 120, *Tire selection and rims and motor home/recreation vehicle trailer load carrying capacity information for motor vehicles with a GVWR of more than 4,536 kilograms (10,000 pounds)*. MTI filed a noncompliance report dated February 9, 2017, pursuant to 49 CFR part 573, *Defect and Noncompliance*