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 85 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. 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. 2018–03060 Filed 2–14–18; 8:45 am]
BILLING CODE 4910–EX–P

DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

[Notice No. FMCSA–2015–0345]

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 113 individuals from the vision requirement in the Federal Motor Carrier Safety Regulations (FMCSRs) for interstate commercial motor vehicle (CMV) drivers. The exemptions enable these individuals to continue to operate CMVs in interstate commerce without meeting the vision requirements in one eye.

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 19, 2018.


• 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 self–addressed, 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(e), 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.

FOR FURTHER INFORMATION CONTACT: Ms. Christine A. Hydock, Chief, Medical Programs Division, 202–366–4001, fmcamedical@dot.gov, FMCSA, Department of Transportation, 1200 New Jersey Avenue SE, Room W104–224, 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.

I. Background
Under 49 U.S.C. 31136(e), FMCSA may grant an exemption for five years 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 vision found in 49 CFR 391.41(b)(10) states that a person is physically qualified to drive a CMV if that person has distant visual acuity of at least 20/40 (Snellen) in each eye without corrective lenses or visual acuity separately corrected to 20/40 (Snellen) or better with corrective lenses, distant binocular acuity of a least 20/40 (Snellen) in both eyes with or without corrective lenses, field of vision of at least 70° in the horizontal meridian in each eye, and the ability to recognize the colors of traffic signals and devices showing red, green, and amber.

The 113 individuals listed in this notice have requested renewal of their exemptions from the vision standard in 49 CFR 391.41(b)(10), 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 113 applicants has satisfied the renewal conditions for obtaining an exemption from the vision requirement (57 FR 57266; 63 FR 66226; 64 FR 16517; 64 FR 40404; 64 FR 54948; 64 FR 66962; 65 FR 159; 65 FR 57230; 66 FR 41656; 66 FR 53826; 66 FR 66966; 66 FR 66969; 67 FR 17102; 68 FR 52811; 68 FR 54775; 68 FR 61860; 68 FR 69432; 69 FR 49069; 70 FR 54972; 70 FR 62143; 70 FR 76476; 71 FR 62147; 71 FR 644; 72 FR 39879; 72 FR 42621; 72 FR 52421; 72 FR 54972; 73 FR 58359; 73 FR 58362; 73 FR 62897; 74 FR 62473; 74 FR 67340; 74 FR 67344; 74 FR 71995; 75 FR 20245; 75 FR 27014; 75 FR 5259; 75 FR 75806; 76 FR 4364; 76 FR 49069; 76 FR 56022; 77 FR 6236; 77 FR 64124; 77 FR 65849; 78 FR 50917; 78 FR 59225; 78 FR 59230; 78 FR 63829; 78 FR 63869; 78 FR 67472; 78 FR 67476; 78 FR 67481; 78 FR 70060; 78 FR 73645; 78 FR 79414; 78 FR 80443; 78 FR 11642; 81 FR 1284; 81 FR 15404; 81 FR 16265; 81 FR 44680; 81 FR 60117). They have submitted evidence showing that the vision in the better eye continues to meet the requirement specified at 49 CFR 391.41(b)(10) and that the vision impairment is stable. In addition, a review of each record of safety while driving with the respective vision deficiencies over the past two years indicates each applicant continues to meet the vision exemption requirements. 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 renewal applicant 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 3, 2018, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 56 individuals have satisfied the renewal conditions for obtaining an exemption from the vision requirement in the FMCSR for interstate CMV drivers (57 FR 57266; 63 FR 66226; 64 FR 16517; 64 FR 40404; 64 FR 54948; 64 FR 66962; 65 FR 159; 65 FR 57230; 66 FR 41656; 66 FR 53826; 66 FR 66966; 66 FR 66969; 67 FR 17102; 68 FR 52811; 68 FR 54775; 68 FR 61860; 68 FR 69432; 69 FR 49069; 70 FR 54972; 70 FR 62143; 70 FR 76476; 71 FR 62147; 71 FR 644; 72 FR 39879; 72 FR 42621; 72 FR 52421; 72 FR 54972; 73 FR 58359; 73 FR 58362; 73 FR 62897; 74 FR 62473; 74 FR 67340; 74 FR 67344; 74 FR 71995; 75 FR 20245; 75 FR 27014; 75 FR 5259; 75 FR 75806; 76 FR 4364; 76 FR 49069; 76 FR 56022; 77 FR 6236; 77 FR 64124; 77 FR 65849; 78 FR 50917; 78 FR 59225; 78 FR 59230; 78 FR 63829; 78 FR 63869; 78 FR 67472; 78 FR 67476; 78 FR 67481; 78 FR 70060; 78 FR 73645; 78 FR 79414; 78 FR 80443; 78 FR 11642; 81 FR 1284; 81 FR 15404; 81 FR 16265; 81 FR 44680; 81 FR 60117). The drivers were included in docket numbers FMCSA–1998–4334; FMCSA–1999–5749; FMCSA–1999–6156;
The requirement in the FMCSRs for obtaining an exemption from the vision requirement in the FMCSRs for interstate CMV drivers (78 FR 64271; 79 FR 2748; 80 FR 80443):

Ronald C. Ashley (GA)
Miguel A. Calderon (CA)
Terry L. Cliffe (IL)
Adam S. Larson (CO)
Leonardo Lopez (NE)
Roy A. Whitaker (TX)
Sammy D. Wynn (GA)

The drivers were included in docket number FMCSA–2013–0167. Their exemptions are applicable as of January 9, 2020, and will expire on January 9, 2020.

As of January 15, 2018, and in accordance with 49 U.S.C. 31136(e) and 31315, the following eight individuals have satisfied the renewal conditions for obtaining an exemption from the vision requirement in the FMCSRs for interstate CMV drivers (78 FR 64271; 79 FR 2748; 80 FR 80443):

Gary L. Best (MI)
Therron K. Billings (VA)
Russell A. Wilkinson (FL)
Timothy W. Youngblood, Jr. (TX)

The drivers were included in docket number FMCSA–2013–0167. Their exemptions are applicable as of January 15, 2018, and will expire on January 15, 2020.

As of January 21, 2018, and in accordance with 49 U.S.C. 31136(e) and 31315, the following four individuals have satisfied the renewal conditions for obtaining an exemption from the vision requirement in the FMCSRs for interstate CMV drivers (80 FR 79414; 81 FR 44680):

Gary L. Best (MI)
Therron K. Billings (VA)
Russell A. Wilkinson (FL)
Timothy W. Youngblood, Jr. (TX)

The drivers were included in docket number FMCSA–2013–0167. Their exemptions are applicable as of January 9, 2020, and will expire on January 9, 2020.

As of January 15, 2018, and in accordance with 49 U.S.C. 31136(e) and 31315, the following eight individuals have satisfied the renewal conditions for obtaining an exemption from the vision requirement in the FMCSRs for interstate CMV drivers (78 FR 64271; 79 FR 2748; 80 FR 80443):

Gary L. Best (MI)
Therron K. Billings (VA)
Russell A. Wilkinson (FL)
Timothy W. Youngblood, Jr. (TX)

The drivers were included in docket number FMCSA–2013–0167. Their exemptions are applicable as of January 9, 2020, and will expire on January 9, 2020.

As of January 15, 2018, and in accordance with 49 U.S.C. 31136(e) and 31315, the following eight individuals have satisfied the renewal conditions for obtaining an exemption from the vision requirement in the FMCSRs for interstate CMV drivers (78 FR 64271; 79 FR 2748; 80 FR 80443):

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Therron K. Billings (VA)
Russell A. Wilkinson (FL)
Timothy W. Youngblood, Jr. (TX)

The drivers were included in docket number FMCSA–2013–0167. Their exemptions are applicable as of January 9, 2020, and will expire on January 9, 2020.

As of January 15, 2018, and in accordance with 49 U.S.C. 31136(e) and 31315, the following eight individuals have satisfied the renewal conditions for obtaining an exemption from the vision requirement in the FMCSRs for interstate CMV drivers (78 FR 64271; 79 FR 2748; 80 FR 80443):

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Russell A. Wilkinson (FL)
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The drivers were included in docket number FMCSA–2013–0167. Their exemptions are applicable as of January 9, 2020, and will expire on January 9, 2020.

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The drivers were included in docket number FMCSA–2013–0167. Their exemptions are applicable as of January 9, 2020, and will expire on January 9, 2020.

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The drivers were included in docket number FMCSA–2013–0167. Their exemptions are applicable as of January 9, 2020, and will expire on January 9, 2020.
Federal Motor Carrier Safety Administration


Qualification of Drivers; Exemption Applications; Vision

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 64 individuals from the vision requirement in the Federal Motor Carrier Safety Regulations (FMCSRs) for interstate commercial motor vehicle (CMV) drivers. The exemptions enable these individuals to continue to operate CMVs in interstate commerce without meeting the vision requirements in one eye.

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 19, 2018.


- Federal eRulemaking Portal: Go to http://www.regulations.gov. Follow the online instructions for submitting comments.
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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.

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 20590–0011. 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: