

**Methodology**

All data will be collected electronically via SurveyGizmo, an on-line surveying tool.

Dated: July 7, 2012.

**Matt Lussenhop,**

*Director of the Office of Policy and Evaluation, Bureau of Educational and Cultural Affairs, Department of State.*

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**BILLING CODE 4710-05-P**

**DEPARTMENT OF TRANSPORTATION****Office of the Secretary**

[Docket No. DOT-OST-2012-0111]

**Senior Executive Service Performance Review Boards Membership**

**AGENCY:** Office of the Secretary, Department of Transportation (DOT).

**ACTION:** Notice of Performance Review Board (PRB) appointments.

**SUMMARY:** DOT publishes the names of the persons selected to serve on the various Departmental PRBs as required by 5 U.S.C. 4314(c)(4).

**FOR FURTHER INFORMATION CONTACT:**

Nancy A. Mowry, Director, Departmental Office of Human Resource Management, (202) 366-4088.

**SUPPLEMENTARY INFORMATION:** The persons named below have been selected to serve on one or more Departmental PRBs.

Issued in Washington, DC, on July 17, 2012.

**Brodi L. Fontenot,**

*Deputy Assistant Secretary for Administration.*

**Department of Transportation***Federal Highway Administration*

Alicandri, Elizabeth  
 Arnold, Robert E.  
 Baxter, John R.  
 Bezio, Brian R.  
 Brecht-Clark, Jan M.  
 Brown, Janice W.  
 Castellanos, Nelson  
 Cheatham, James A.  
 Conner, Clara H.  
 Curtis, Joyce A.  
 DeCarme, David G.  
 Elston, Debra S.  
 Evans, Monique R.  
 Furst, Anthony T.  
 Griffith, Michael S.  
 Holian, Thomas P.  
 Kehrl, Mark R.  
 Knopp, Martin C.  
 Konove, Elissa K.  
 Lindley, Jeffrey A.  
 Lucero, Amy C.

Lwin, Maung Myint  
 Marchese, April Lynn  
 McElroy, Regina S.  
 Miller, Thomas R.  
 Nadeau, Gregory G.  
 Nicol, David A.  
 Pagan-Ortiz, Jorge E.  
 Paniati, Jeffrey F.  
 Peters, Joseph I.  
 Ridenour, Melissa Lee  
 Saunders, Ian C.  
 Shepard, Gloria Morgan  
 Solomon, Gerald L.  
 St. Denis, Catherine  
 Stephanos, Peter J.  
 Suarez, Ricardo  
 Tischer, Mary Lynn  
 Toole, Patricia Ann  
 Trentacoste, Michael F.  
 Waidelich, Jr., Walter C.  
 Winter, David R.  
 Wlaschin, Julius B.

*Federal Motor Carrier Administration*

Amos, Anna J.  
 Bronrott, William A.  
 Collins, Anne L.  
 Dillingham, Steven D.  
 Horan III, Charles A.  
 Jefferson, Daphne Y.  
 Leone, Geraldine K.  
 Minor, Larry W.  
 Smith, Steven K.  
 Quade III, William A.  
 Van Steenburg, John W.

*Federal Railroad Administration*

Haley, Michael T.  
 Hedlund, Karen J.  
 Hill, Corey W.  
 Hynes, Ronald E.  
 Lauby, Robert C.  
 Logue, Michael J.  
 Nissenbaum, Paul  
 Pennington, Rebecca A.  
 Strang, Jo E.  
 Tunna, John M.

*Federal Transit Administration*

Biehl, Scott A.  
 Buchanan-Smith, Henrika  
 Carter, Dorval R.  
 Hynes-Cherin, Brigid  
 Linnertz, Ann M.  
 McMillan, Therese Watkins  
 Mello, Mary Elizabeth  
 Patrick, Robert C.  
 Rogers, Leslie T.  
 Simon, Marisol R.  
 Taylor, Yvette G.  
 Tuccillo, Robert J.  
 Valdes, Vincent  
 Welbes, Matthew J.

*Maritime Administration*

Bohnert, Roger V.  
 Brohl, Helen A.  
 Byrne, Joseph Andrew  
 Kumar, Shashi N.

Lesnick, H. Keith  
 McMahon, Christopher J.  
 Moschkin, Lydia  
 Pixa, Rand R.  
 Tokarski, Kevin M.  
 Weaver, Janice G.

*National Highway Traffic Safety Administration*

Abraham, Julie  
 Beuse, Nathaniel M.  
 Bonanti, Christopher J.  
 Borris II, Frank S.  
 Brown, Michael L.  
 Carra, Joseph S.  
 Coggins, Colleen P.  
 Donaldson, K. John  
 Geraci, Michael N.  
 Guerci, Lloyd S.  
 Gunnels, Mary D.  
 Harris, Claude H.  
 Maddox, John M.  
 McLaughlin, Brian M.  
 McLaughlin, Susan G.  
 Medford, Ronald L.  
 Michael, Jeffrey P.  
 Saul, Roger A.  
 Shelton, Terry T.  
 Simons, James F.  
 Smith, Daniel C.  
 Vincent, O. Kevin  
 Walter, Gregory A.  
 Wood, Stephen P.

*Office of the Secretary*

Bell, David K.  
 Brown, Gregory A.  
 DeBoer, Joan M.  
 Eisner, Neil R.  
 Fields, George C.  
 Forsgren, Janet R.  
 Geier, Paul M.  
 Gretch, Paul L.  
 Hazeur, Camille M.  
 Herlihy, Thomas W.  
 Homan, Todd M.  
 Horn, Donald H.  
 Hurdle, Lana T.  
 Jackson, Ronald A.  
 Jones, Mary N. Whigham  
 Jones, Maureen A.  
 Kaleta, Judith S.  
 Lawson, Linda L.  
 Lee, Jr., Robert M.  
 Lefevre, Maria S.  
 Lowder, Michael W.  
 McDermott, Susan E.  
 Mowry, Nancy A.  
 Osborne, Elizabeth D.  
 Petrosino-Woolverton, Marie  
 Podberesky, Samuel  
 Rivait, David J.  
 Scarton, Amy M.  
 Schmidt, Robert T.  
 Smith, Willie H.  
 Streitmatter, Marlise  
 Szabat, Joel M.  
 Washington, Keith E.  
 Wells, John V.

Ziff, Laura M.

*Pipeline and Hazardous Materials  
Safety Administration*

Daugherty, Linda  
El-Sibaie, Magdy A.  
Mayberry, Alan K.  
Posten, R. Ryan  
Poyer, Scott A.  
Summitt, Monica J.  
Wiese, Jeffrey D.

*Research and Innovative Technology  
Administration*

Aylward, Anne D.  
Hu, Patricia S.  
Ishihara, David S.  
Johns, Robert C.  
Russo, Anthony J.  
Winfree, Gregory D.

*Saint Lawrence Seaway Development  
Corporation*

Middlebrook, Craig H.  
Pisani, Salvatore L.

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## DEPARTMENT OF TRANSPORTATION

### Federal Motor Carrier Safety Administration

[FMCSA Docket No. FMCSA-2012-0108]

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

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

**ACTION:** Notice of final disposition.

**SUMMARY:** FMCSA announces its decision to exempt 23 individuals from its rule prohibiting persons with insulin-treated diabetes mellitus (ITDM) from operating commercial motor vehicles (CMVs) in interstate commerce. The exemptions will enable these individuals to operate CMVs in interstate commerce.

**DATES:** The exemptions are effective July 26, 2012. The exemptions expire on July 28, 2014.

**FOR FURTHER INFORMATION CONTACT:**

Elaine M. Papp, Chief, Medical Programs Division, (202) 366-4001, [fmcsamedical@dot.gov](mailto:fmcsamedical@dot.gov), FMCSA, Room W64-224, Department of Transportation, 1200 New Jersey Avenue SE., Washington, DC 20590-0001. Office hours are from 8:30 a.m. to 5 p.m., Monday through Friday, except Federal holidays.

**SUPPLEMENTARY INFORMATION:**

**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., Monday through Friday, except Federal holidays.

**Privacy Act:** Anyone may search the electronic form of all comments received into any of DOT's dockets by the name of the individual submitting the comment (or of the person signing the comment, if submitted on behalf of an association, business, labor union, or other entity). You may review DOT's Privacy Act Statement for the Federal Docket Management System (FDMS) published in the **Federal Register** on January 17, 2008 (73 FR 3316), or you may visit <http://edocket.access.gpo.gov/2008/pdf/E8-785.pdf>.

#### Background

On June 6, 2012, FMCSA published a notice of receipt of Federal diabetes exemption applications from 23 individuals and requested comments from the public (77 FR 33551). The public comment period closed on July 6, 2012, and no comments were received.

FMCSA has evaluated the eligibility of the 23 applicants and determined that granting the exemptions to these individuals 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).

#### Diabetes Mellitus and Driving Experience of the Applicants

The Agency established the current requirement for diabetes in 1970 because several risk studies indicated that drivers with diabetes had a higher rate of crash involvement than the general population. The diabetes rule provides that "A person is physically qualified to drive a commercial motor vehicle if that person has no established medical history or clinical diagnosis of diabetes mellitus currently requiring insulin for control" (49 CFR 391.41(b)(3)).

FMCSA established its diabetes exemption program, based on the Agency's July 2000 study entitled "A Report to Congress on the Feasibility of a Program to Qualify Individuals with Insulin-Treated Diabetes Mellitus to Operate in Interstate Commerce as Directed by the Transportation Act for the 21st Century." The report concluded that a safe and practicable protocol to allow some drivers with ITDM to

operate CMVs is feasible. The September 3, 2003 (68 FR 52441), **Federal Register** notice in conjunction with the November 8, 2005 (70 FR 67777), **Federal Register** notice provides the current protocol for allowing such drivers to operate CMVs in interstate commerce.

These 23 applicants have had ITDM over a range of 1 to 40 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 (2 or more) severe hypoglycemic episodes in the past 5 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).

The qualifications and medical condition of each applicant were stated and discussed in detail in the June 6, 2012, **Federal Register** notice and they will not be repeated in this notice.

#### Discussion of Comments

FMCSA did not receive any comments in this proceeding.

#### Basis for Exemption Determination

Under 49 U.S.C. 31136(e) and 31315, FMCSA may grant an exemption from the diabetes requirement 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 requirement 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