

Patrick J. McMillen

Mr. McMillen, 50, has scarring in his left eye due to histoplasmosis sustained in 1991. The best corrected visual acuity in his right eye is 20/25, and in his left eye, 20/200. Following an examination in 2012, his optometrist noted, "It is my professional opinion that the defect in Mr. McMillen's left eye will not and has not affected his ability to operate a motor vehicle safely, whether commercial or private." Mr. McMillen reported that he has driven straight trucks for 12 years, accumulating 12,000 miles, and tractor-trailer combinations for 24 years, accumulating 960,000 miles. He holds a Class A CDL from Wisconsin. His driving record for the last 3 years shows no crashes but one conviction for speeding in a CMV; he exceeded the speed limit by 15 mph.

Gary B. Shipler

Mr. Shipler, 66, has retinal damage in his right eye since age 13. The visual acuity in his right eye is hand motion, and in his left eye, 20/20. Following an examination in 2012, his ophthalmologist noted, "In my opinion he has sufficient vision to perform the driving tasks required to operate a commercial vehicle." Mr. Shipler reported that he has driven straight trucks for 4 years, accumulating 120,000 miles. He holds an operator's license from Washington. His driving record for the last 3 years shows no crashes and no convictions for moving violations in a CMV.

#### Request for Comments

In accordance with 49 U.S.C. 31136(e) and 31315, FMCSA requests public comment from all interested persons on the exemption petitions described in this notice. The Agency will consider all comments received before the close of business October 26, 2012. Comments will be available for examination in the docket at the location listed under the **ADDRESSES** section of this notice. The Agency will file comments received after the comment closing date in the public docket, and will consider them to the extent practicable.

In addition to late comments, FMCSA will also continue to file, in the public docket, relevant information that becomes available after the comment closing date. Interested persons should monitor the public docket for new material.

Issued on: September 19, 2012.

Larry W. Minor,

Associate Administrator for Policy.

[FR Doc. 2012-23681 Filed 9-25-12; 8:45 am]

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## DEPARTMENT OF VETERANS AFFAIRS

[OMB Control No. 2900-0739]

### Agency Information Collection (Access to Financial Records) Activities Under OMB Review

**AGENCY:** Veterans Benefits Administration, Department of Veterans Affairs.

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (PRA) of 1995 (44 U.S.C. 3501-3521), this notice announces that the Veterans Benefits Administration (VBA), Department of Veterans Affairs, will submit the collection of information abstracted below to the Office of Management and Budget (OMB) for review and comment. The PRA submission describes the nature of the information collection and its expected cost and burden; it includes the actual data collection instrument.

**DATES:** Comments must be submitted on or before October 26, 2012.

**ADDRESSES:** Submit written comments on the collection of information through [www.Regulations.gov](http://www.Regulations.gov) or to VA's OMB Desk Officer, Office of Information and Regulatory Affairs, New Executive Office Building, Room 10235, Washington, DC 20503, (202) 395-7316. Please refer to "OMB Control No. 2900-0739" in any correspondence.

#### FOR FURTHER INFORMATION CONTACT:

Crystal Rennie, Enterprise Records Service (005R1B), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, (202) 632-7479, Fax (202) 632-7583 or email [denise.mclamb@va.gov](mailto:denise.mclamb@va.gov). Please refer to "OMB Control No. 2900-0739."

#### SUPPLEMENTARY INFORMATION:

*Title:* Access to Financial Records, 38 CFR 3.115.

*OMB Control Number:* 2900-0739.

*Type of Review:* Extension of a currently approved collection.

*Abstract:* Under 38 CFR 3.115, VA is authorized to request access to financial records to obtain the current address of beneficiaries from financial institutions in receipt of a VA direct deposit payment. VA will only request the current address for beneficiaries whose mail was returned to the VA.

An agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. The **Federal Register** Notice with a 60-day comment period soliciting comments on this collection of information was published on July 19, 2012, at pages 42556-42557.

*Affected Public:* Business or Other for Profit.

*Estimated Annual Burden:* 4,167 hours.

*Estimated Average Burden per Respondent:* 5 minutes.

*Frequency of Response:* On occasion.

*Estimated Number of Respondents:* 50,000.

Dated: September 21, 2012.

By direction of the Secretary.

Denise McLamb,

Program Analyst, Enterprise Records Service.

[FR Doc. 2012-23650 Filed 9-25-12; 8:45 am]

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## DEPARTMENT OF VETERANS AFFAIRS

[OMB Control No. 2900-0740]

### Agency Information Collection (Authorization To Substitute a Claim of a Deceased Claimant); Activities Under OMB Review

**AGENCY:** Veterans Benefits Administration, Department of Veterans Affairs.

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (PRA) of 1995 (44 U.S.C. 3501-3521), this notice announces that the Veterans Benefits Administration, Department of Veterans Affairs, will submit the collection of information abstracted below to the Office of Management and Budget (OMB) for review and comment. The PRA submission describes the nature of the information collection and its expected cost and burden; it includes the actual data collection instrument.

**DATES:** Comments must be submitted on or before October 26, 2012.

**ADDRESSES:** Submit written comments on the collection of information through [www.Regulations.gov](http://www.Regulations.gov) or to VA's OMB Desk Officer, Office of Information and Regulatory Affairs, New Executive Office Building, Room 10235, Washington, DC 20503, (202) 395-7316. Please refer to "OMB Control No. 2900-0740" in any correspondence.

#### FOR FURTHER INFORMATION CONTACT:

Crystal Rennie, Enterprise Records Service (005R1B), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, (202) 632-7479, FAX (202) 632-7583 or email [denise.mclamb@va.gov](mailto:denise.mclamb@va.gov). Please refer to "OMB Control No. 2900-0740."

#### SUPPLEMENTARY INFORMATION:

*Title:* Authorization to Substitute a Claim of a Deceased Claimant, VA Form 21-0847.

*OMB Control Number:* 2900–0740.

*Type of Review:* Extension of a currently approved collection.

*Abstract:* VA Form 21–0847 is used to allow claimants to request substitutions for a claimant, who passed away, prior to VA processing a claim to completion. This is only allowed when a claimant dies while a claim or appeal for any benefit under a law administered by the VA is pending. The substitute claimant would be eligible to receive accrued benefits due to a deceased claimant. The substitute claim must be filed no later than one year after the date of the death of the claimant. By law, VA must have

a claimant's or beneficiary's written permission (an "authorization") to be a substitute claimant. The claimant or beneficiary may revoke the authorization at any time, except if VA has already acted based on the permission.

An agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. The **Federal Register** Notice with a 60-day comment period soliciting comments on this collection of information was published on July 19, 2012, at page 42554.

*Affected Public:* Individuals or households.

*Estimated Annual Burden:* 1,667.

*Estimated Average Burden per Respondent:* 5 minutes.

*Frequency of Response:* On time.

*Estimated Number of Respondents:* 20,000.

Dated: September 21, 2012.

By direction of the Secretary.

**Denise McLamb,**

*Program Analyst, Enterprise Records Service.*

[FR Doc. 2012–23651 Filed 9–25–12; 8:45 am]

**BILLING CODE 8320–01–P**