

review responsibilities would be limited to those that FHWA would otherwise have.

The FHWA's NEPA responsibilities include those established in implementing procedures such as 40 CFR parts 1500–1508, DOT Order 5610.1C, 23 CFR part 771, and those established through other NEPA-related provisions such as 23 U.S.C. 139. In addition to the NEPA review responsibilities associated with the above categories of projects, the assignment would include FHWA's responsibilities associated with these projects under the following environmental review, consultation, and other related requirements:

#### *Air Quality*

- Clean Air Act (CAA), 42 U.S.C. 7401–7671q, with the exception of any conformity determinations.

#### *Noise*

- Noise Control Act of 1972, 42 U.S.C. 4901–4918.
- Compliance with the noise regulations in 23 CFR part 772.

#### *Wildlife*

- Endangered Species Act of 1973, 16 U.S.C. 1531–1544.
- Marine Mammal Protection Act, 16 U.S.C. 1361–1423h.
- Anadromous Fish Conservation Act, 16 U.S.C. 757a–757f.
- Fish and Wildlife Coordination Act, 16 U.S.C. 661–667d.
- Migratory Bird Treaty Act, 16 U.S.C. 703–712.
- Magnuson-Stevens Fishery Conservation and Management Act of 1976, as amended, 16 U.S.C. 1801 et seq., with Essential Fish Habitat requirements at 1855(b)(2).

#### *Historic and Cultural Resources*

- National Historic Preservation Act of 1966, as amended, 16 U.S.C. 470 et seq.
- 23 U.S.C. 138 (“Section 4(f)”) and 49 U.S.C. 303 and implementing regulations at 23 CFR part 774.
- Archaeological Resources Protection Act of 1977, 16 U.S.C. 470aa–470mm.
- Archeological and Historic Preservation Act of 1966, as amended, 16 U.S.C. 469–469c.
- Native American Graves Protection and Repatriation Act (NAGPRA), 25 U.S.C. 3001–3013; 18 U.S.C. 1170.

#### *Social and Economic Impacts*

- American Indian Religious Freedom Act, 42 U.S.C. 1996.
- Farmland Protection Policy Act (FPPA), 7 U.S.C. 4201–4209.

#### *Water Resources and Wetlands*

- Clean Water Act, 33 U.S.C. 1251–1387 (Section 401, 402, 404, 408, Section 319).
- Coastal Barrier Resources Act, 16 U.S.C. 3501–3510.
- Coastal Zone Management Act, 16 U.S.C. 1451–1466.
- Safe Drinking Water Act (SDWA), 42 U.S.C. 300f–300j–26.
- General Bridge Act of 1946, 33 U.S.C. 525–533.
- Rivers and Harbors Act of 1899, 33 U.S.C. 401–406.
- Wild and Scenic Rivers Act, 16 U.S.C. 1271–1287.
- Emergency Wetlands Resources Act, 16 U.S.C. 3901, 3921.
- Wetlands Mitigation, 23 U.S.C. 119(g), 133 (b)(14).
- Flood Disaster Protection Act, 42 U.S.C. 4001–4130.

#### *Parklands and Other Special Uses*

- 23 U.S.C. 138 and 49 U.S.C. 303, and implementing regulations at 23 CFR part 774.
- Land and Water Conservation Fund Act, 16 U.S.C. 4601–4 to 4601–11.

#### *FHWA-Specific*

- Planning and Environmental Linkages, 23 U.S.C. 168, with the exception of those FHWA responsibilities associated with 23 U.S.C. 134 and 135.
- Programmatic Mitigation Plans, 23 U.S.C. 169, with the exception of those FHWA responsibilities associated with 23 U.S.C. 134 and 135.

#### *Executive Orders Relating to Highway Projects*

- E.O. 11990, Protection of Wetlands.
- E.O. 11988, Floodplain Management.
- E.O. 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low Income Populations.
- E.O. 13112, Invasive Species.

The MOU would allow the State to act in the place of FHWA for highway projects in carrying out the functions described above, except with respect to government-to-government consultations with federally recognized Indian tribes. The FHWA will retain responsibility for conducting formal government-to-government consultation with federally recognized Indian tribes, which is required under some of the listed laws and Executive Orders. The State will continue to handle routine consultations with the tribes and understands that a tribe has the right to direct government-to-government consultation with FHWA upon request. The State also may assist FHWA with

formal consultations, with consent of a tribe, but FHWA remains responsible for the formal consultation. The State also will not assume FHWA's responsibilities for conformity determinations required under section 176 of the CAA or any responsibility under 23 U.S.C. 134 or 135, or under 49 U.S.C. 5303 or 5304.

A copy of the application materials and proposed MOU may be viewed on the DOT DMS Docket, as described above, or may be obtained by contacting FHWA or the State at the addresses provided above. A copy also may be viewed on the State's Web site at [www.txdot.gov](http://www.txdot.gov).

The FHWA will consider the comments submitted when making its decision to approve the application and execute the MOU. Any final MOU approved by FHWA may include changes based on comments received on the proposed MOU.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Planning and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program.)

**Authority:** 23 U.S.C. 327; 42 U.S.C. 4331, 4332; 23 CFR part 773.

Issued on: October 7, 2014.

**Gregory G. Nadeau,**

*Acting Administrator, Federal Highway Administration.*

[FR Doc. 2014–24327 Filed 10–9–14; 8:45 am]

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## **DEPARTMENT OF TRANSPORTATION**

### **Federal Motor Carrier Safety Administration**

**[Docket Nos. FMCSA–2008–0362 and FMCSA–2006–26367]**

### **Motor Carrier Safety Advisory Committee (MCSAC) and Medical Review Board (MRB) Meetings: Public Meetings**

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

**ACTION:** Announcement of advisory committee public meetings.

**SUMMARY:** FMCSA announces a joint meeting of its Motor Carrier Safety Advisory Committee (MCSAC) and Medical Review Board (MRB) on October 27, 2014, and a meeting of the MCSAC on Tuesday, October 28. MCSAC and the MRB will jointly identify concepts the Agency should consider in relation to Schedule II medications and their use by

commercial motor vehicle (CMV) drivers in interstate commerce. This follows the MRB's consideration of the effects of Schedule II medications on CMV drivers' ability to operate safely on September 11, 2013, and July 29–30, 2014. On Tuesday, October 28, the MCSAC will meet to finalize its deliberations on financial responsibility requirements for motor carriers and to consider the findings of its Subcommittee on the Long-Haul Cross-Border Trucking Pilot Program with Mexico. Meetings are open to the public for their entirety, and there will be a public comment period at the end of each day.

**DATES: Times and Dates:** The joint meeting will be held on Monday, October 27, 2014, from 9 a.m. to 4:30 p.m., Eastern Daylight Time (E.T.), at the Hilton Alexandria Old Town, 1767 King Street, Alexandria, VA 22314 in the Washington and Jefferson Rooms on the 2nd floor. On Tuesday, October 28, the MCSAC will meet at that same location from 9 a.m. to 4:30 p.m., E.T. Copies of all MRB and MCSAC Task Statements and an agenda for the entire meeting will be made available in advance of the meeting at <http://mrb.fmcsa.dot.gov> and <http://mcsac.fmcsa.dot.gov>.

**FOR FURTHER INFORMATION CONTACT:** Ms. Shannon L. Watson, Senior Advisor to the Associate Administrator for Policy, Federal Motor Carrier Safety Administration, U.S. Department of Transportation, 1200 New Jersey Avenue SE., Washington, DC 20590, (202) 385-2395, [mcsac@dot.gov](mailto:mcsac@dot.gov).

### Services for Individuals With Disabilities

For information on facilities or services for individuals with disabilities or to request special assistance at the meeting, contact Eran Segev at (617) 494-3174, [eran.segev@dot.gov](mailto:eran.segev@dot.gov), by Wednesday, October 22.

### SUPPLEMENTARY INFORMATION:

#### I. Background

##### MCSAC

Section 4144 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU, Pub. L. 109-59, 119 Stat. 1144, August 10, 2005) required the Secretary of Transportation to establish the MCSAC. The Moving Ahead for Progress in the 21st Century Act (MAP-21, Pub. L. 112-141) reauthorized the MCSAC through September 30, 2013, at which time its statutory authority expired, necessitating the establishment of MCSAC as a discretionary committee under FACA. Secretary Foxx established

that effective September 30, 2013, through September 30, 2015. MCSAC provides advice and recommendations to the FMCSA Administrator on motor carrier safety programs and regulations, and operates in accordance with the Federal Advisory Committee Act (FACA, 5 U.S.C. App 2).

##### MRB

The MRB is composed of five medical experts who each serve 2-year terms. Section 4116 of SAFETEA-LU requires the Secretary of Transportation, with the advice of the MRB and the chief medical examiner, to establish, review, and revise "medical standards for operators of commercial motor vehicles that will ensure that the physical condition of operators of commercial motor vehicles is adequate to enable them to operate the vehicles safely." The MRB operates in accordance with FACA under the terms of its charter, filed November 25, 2013.

#### II. Meeting Participation

Oral comments from the public will be heard during the last half-hour of the meetings each day. Should all public comments be exhausted prior to the end of the specified period, the comment period will close. Members of the public may submit written comments on the topics to be considered during the meeting by Wednesday, October 22, to Federal Docket Management System (FDMS) Docket Number FMCSA-2008-0362 for the MRB and FMCSA-2006-26367 for the MCSAC using any of the following methods:

- **Federal eRulemaking Portal:** Go to <http://www.regulations.gov>. Follow the online instructions for submitting comments.
- **Fax:** 202-493-2251.
- **Mail:** Docket Management Facility; U.S. Department of Transportation, 1200 New Jersey Avenue SE., West Building, Room W12-140, Washington, DC 20590.
- **Hand Delivery:** U.S. Department of Transportation, 1200 New Jersey Avenue SE., Room W12-140, Washington, DC, between 9 a.m. and 5 p.m., E.T. Monday through Friday, except Federal holidays.

Issued on: October 6, 2014.

**Larry W. Minor,**

*Associate Administrator for Policy.*

[FR Doc. 2014-24364 Filed 10-8-14; 4:15 pm]

**BILLING CODE 4910-EX-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Motor Carrier Safety Administration

[Docket No. FMCSA-2013-0314]

#### Parts and Accessories Necessary for Safe Operation; Grant of Exemption for Van Hool N.V. and Coach USA

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

**ACTION:** Notice of final disposition.

**SUMMARY:** The Federal Motor Carrier Safety Administration (FMCSA) announces its decision to grant a limited 2-year exemption to Van Hool N.V. and Coach USA (Van Hool/Coach USA) that will allow Coach USA/Megabus to operate double deck motorcoaches constructed with a sleeper berth that has an exit that does not meet the minimum dimensional requirements specified in the Federal Motor Carrier Safety Regulations (FMCSRs). Section 393.76(c)(1) of the FMCSRs requires sleeper berths installed after January 1, 1963 to have an exit that is at least 18 inches high and 36 inches wide. The exemption will allow Coach USA/Megabus to operate double deck motorcoaches with an exit area from the sleeper berth that, while not meeting the specified dimensions, is only slightly smaller in overall size from what is required in the FMCSRs. FMCSA believes that permitting the reduced exit area size will maintain a level of safety that is equivalent to, or greater than, the level of safety achieved without the exemption.

**DATES:** This exemption is effective from October 10, 2014 until October 10, 2016.

**FOR FURTHER INFORMATION CONTACT:** Mr. Luke W. Loy, Vehicle and Roadside Operations Division, Office of Carrier, Driver, and Vehicle Safety, MC-PSV, (202) 366-0676; Federal Motor Carrier Safety Administration, 1200 New Jersey Avenue SE., Washington, DC 20590-0001.

### SUPPLEMENTARY INFORMATION:

#### Background

Section 4007 of the Transportation Equity Act for the 21st Century (TEA-21) [Pub. L. 105-178, June 9, 1998, 112 Stat. 401] amended 49 U.S.C. 31315 and 31136(e) to provide authority to grant exemptions from the Federal Motor Carrier Safety Regulations (FMCSRs). On August 20, 2004, FMCSA published a final rule (69 FR 51589) implementing section 4007. Under this rule, FMCSA must publish a notice of each exemption request in the **Federal Register** (49 CFR 381.315(a)). The Agency must provide