

**ACTION:** Notice of denials.

**SUMMARY:** FMCSA announces its denial of 61 applications from individuals who requested an exemption from the Federal diabetes standard applicable to interstate truck and bus drivers and the reasons for the denials. FMCSA has statutory authority to exempt individuals from the diabetes requirement if the exemptions granted will not compromise safety. The Agency has concluded that granting these exemptions does not provide a level of safety that will be equivalent to, or greater than, the level of safety maintained without the exemptions for these commercial motor vehicle (CMV) drivers.

**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 W64-113, Washington, DC 20590-0001. Office hours are 8:30 a.m. to 5 p.m., e.t., Monday through Friday, except Federal holidays.

**SUPPLEMENTARY INFORMATION:**

**Background**

Under 49 U.S.C. 31136(e) and 31315, FMCSA may grant an exemption from the Federal diabetes standard for a renewable 2-year period if it finds “such an exemption would likely achieve a level of safety that is equivalent to, or greater than, the level that would be achieved absent such an exemption.” The procedures for requesting an exemption are set forth in 49 CFR part 381.

Accordingly, FMCSA evaluated 61 individual exemption requests on their merits and made a determination that these applicants do not satisfy the criteria eligibility or meet the terms and conditions of the Federal exemption program. Each applicant has, prior to this notice, received a letter of final disposition on the exemption request. Those decision letters fully outlined the basis for the denial and constitute final Agency action. The list published in this notice summarizes the Agency’s recent denials as required under 49 U.S.C. 31315(b)(4) by periodically publishing names and reasons for denial.

The following 8 applicants met the diabetes requirements of 49 CFR 391.41(b)(3) and do not need an exemption:

Dwight R. Atkison (IL)  
Malcolm C. Barrentine (GA)  
Chavis G. Burton (NC)  
Roger R. Howe (IN)

Cesar A. Maldonado (VA)  
John E. Parascandolo (TN)  
Carl E. Thomas (TN)  
Sixto F. Torres (NY)

The following 30 applicants were not operating CMVs in interstate commerce:

Harold G. Bergman (WA)  
Daniel L. Berwager (MD)  
Jorge A. Cuc (FL)  
William E. Danz Jr. (NJ)  
Craig Elgard (NJ)  
Bernardo A. Fernandez (PA)  
Bill J. Fowler (TX)  
Gilberto Garcia (IL)  
Bryan D. Giddings (IN)  
Victor A. Gutierrez (CO)  
Todd J. Hearn (VA)  
Michael E. Holley (OH)  
John E. Holmes (CT)  
Aaron P. Hughes (UT)  
John R. Hutchins (AL)  
Bradley L. Jackson (OH)  
Anthony B. Johnson (WI)  
Joline R. Knauss (IN)  
Rickey S. McCane (MD)  
Gabriel Mendoza (WA)  
Alicia L. Pittman (WI)  
Jonathan W. Pluko (PA)  
Jared R. Richards (FL)  
Bruce A. Riegle (OH)  
Camellia T. Sanders (GA)  
Gregory V. Stack (ND)  
Zachary A. Stovall (TX)  
Jerald J. Tarasewicz (WI)  
Wayne F. Todd (NE)  
Alvin G. Welch (NY)

The following 4 applicants have had more than one hypoglycemic episode requiring hospitalization or the assistance of others, or has had one such episode but has not had one year of stability following the episode:

James D. Hagins (MO)  
David C. Clarke (KS)  
Kim E. Davis (MI)  
William Rosado (NY)

The following 2 applicants had other medical conditions making the applicant otherwise unqualified under the Federal Motor Carrier Safety Regulations:

George M. Frederick (FL)  
Jeffrey B. Leighow (PA)

The following 3 applicants did not have endocrinologists willing to make statements that they are able to operate CMVs from a diabetes standpoint:

Walter Glover (MI)  
Miguel H. Hernandez (OR)  
Rodolfo E. Weeks (MN)

Norman C. Frost (NC) is unable or has not demonstrated with willingness to properly monitor and manage his diabetes, whether by a personal decision or medical inability.

The following 4 applicants did not meet the minimum age criteria outlined

in 49 CFR 391.41(b)(1) which states that an individual must be at least 21 years old to operate a CMV in interstate commerce:

Rachel N. Anszelowicz (NY)  
Brady A. Bronkema (IL)  
Connor F. Meinhart (IL)  
Jacob Villegas (TX)

The following 9 applicants were exempt from the diabetes standard:

Jimmy P. Davis (TN)  
Joel P. Faustino (CA)  
Paul L. Green (OK)  
Michael G. Johnson (OK)  
William H. Jones (VA)  
Timothy D. Kinsey (SC)  
Mark A. Long (PA)  
James R. Moynihan (CA)  
Holly S. Trees-Miller (IN)

Issued on: April 11, 2017.

*Associate Administrator for Policy.*

[FR Doc. 2017-07889 Filed 4-18-17; 8:45 am]

**BILLING CODE 4910-EX-P**

**DEPARTMENT OF TRANSPORTATION**

**Maritime Administration**

[Docket No. MARAD-2017-0069]

**Requested Administrative Waiver of the Coastwise Trade Laws: Vessel SEA SMOKE; Invitation for Public Comments**

**AGENCY:** Maritime Administration, DOT.  
**ACTION:** Notice.

**SUMMARY:** The Secretary of Transportation, as represented by the Maritime Administration (MARAD), is authorized to grant waivers of the U.S.-build requirement of the coastwise laws under certain circumstances. A request for such a waiver has been received by MARAD. The vessel, and a brief description of the proposed service, is listed below.

**DATES:** Submit comments on or before May 19, 2017.

**ADDRESSES:** Comments should refer to docket number MARAD-2017-0069. Written comments may be submitted by hand or by mail to the Docket Clerk, U.S. Department of Transportation, Docket Operations, M-30, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue SE., Washington, DC 20590. You may also send comments electronically via the Internet at <http://www.regulations.gov>. All comments will become part of this docket and will be available for inspection and copying at the above address between 10:00 a.m. and 5:00 p.m., Monday through Friday, except federal holidays. An electronic version of this document and all documents

entered into this docket is available at <http://www.regulations.gov>.

**FOR FURTHER INFORMATION CONTACT:**

Bianca Carr, U.S. Department of Transportation, Maritime Administration, 1200 New Jersey Avenue SE., Room W23-453, Washington, DC 20590. Telephone 202-366-9309, Email [Bianca.carr@dot.gov](mailto:Bianca.carr@dot.gov).

**SUPPLEMENTARY INFORMATION:** As described by the applicant the intended service of the vessel SEA SMOKE is:

—*Intended Commercial Use of Vessel:* “Charter Sport fishing, Day fishing, Water taxi”

—*Geographic Region:* “Connecticut, New York, Rhode Island”

The complete application is given in DOT docket MARAD-2017-0069 at <http://www.regulations.gov>. Interested parties may comment on the effect this action may have on U.S. vessel builders or businesses in the U.S. that use U.S.-flag vessels. If MARAD determines, in accordance with 46 U.S.C. 12121 and MARAD’s regulations at 46 CFR part 388, that the issuance of the waiver will have an unduly adverse effect on a U.S.-vessel builder or a business that uses U.S.-flag vessels in that business, a waiver will not be granted. Comments should refer to the docket number of this notice and the vessel name in order for MARAD to properly consider the comments. Comments should also state the commenter’s interest in the waiver application, and address the waiver criteria given in § 388.4 of MARAD’s regulations at 46 CFR part 388.

**Privacy Act**

In accordance with 5 U.S.C. 553(c), DOT/MARAD solicits comments from the public to better inform its rulemaking process. DOT/MARAD posts these comments, without edit, to [www.regulations.gov](http://www.regulations.gov), as described in the system of records notice, DOT/ALL-14 FDMS, accessible through [www.dot.gov/privacy](http://www.dot.gov/privacy). In order to facilitate comment tracking and response, we encourage commenters to provide their name, or the name of their organization; however, submission of names is completely optional. Whether or not commenters identify themselves, all timely comments will be fully considered. If you wish to provide comments containing proprietary or confidential information, please contact the agency for alternate submission instructions.

By Order of the Maritime Administration.

Dated: April 13, 2017.

**T. Mitchell Hudson, Jr.,**

*Secretary, Maritime Administration.*

[FR Doc. 2017-07853 Filed 4-18-17; 8:45 am]

**BILLING CODE 4910-81-P**

**DEPARTMENT OF TRANSPORTATION**

**Maritime Administration**

[Docket No. MARAD-2017-0065]

**Requested Administrative Waiver of the Coastwise Trade Laws: Vessel AEOLUS; Invitation for Public Comments**

**AGENCY:** Maritime Administration, DOT.

**ACTION:** Notice.

**SUMMARY:** The Secretary of Transportation, as represented by the Maritime Administration (MARAD), is authorized to grant waivers of the U.S.-build requirement of the coastwise laws under certain circumstances. A request for such a waiver has been received by MARAD. The vessel, and a brief description of the proposed service, is listed below.

**DATES:** Submit comments on or before May 19, 2017.

**ADDRESSES:** Comments should refer to docket number MARAD-2017-0065. Written comments may be submitted by hand or by mail to the Docket Clerk, U.S. Department of Transportation, Docket Operations, M-30, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue SE., Washington, DC 20590. You may also send comments electronically via the Internet at <http://www.regulations.gov>. All comments will become part of this docket and will be available for inspection and copying at the above address between 10:00 a.m. and 5:00 p.m., Monday through Friday, except federal holidays. An electronic version of this document and all documents entered into this docket is available at <http://www.regulations.gov>.

**FOR FURTHER INFORMATION CONTACT:**

Bianca Carr, U.S. Department of Transportation, Maritime Administration, 1200 New Jersey Avenue SE., Room W23-453, Washington, DC 20590. Telephone 202-366-9309, Email [Bianca.carr@dot.gov](mailto:Bianca.carr@dot.gov).

**SUPPLEMENTARY INFORMATION:** As described by the applicant the intended service of the vessel AEOLUS is:

—*Intended Commercial Use of Vessel:* Pleasure Charter up to 10 persons

—*Geographic Region:* “Florida, Puerto Rico”

The complete application is given in DOT docket MARAD-2017-0065 at

<http://www.regulations.gov>. Interested parties may comment on the effect this action may have on U.S. vessel builders or businesses in the U.S. that use U.S.-flag vessels. If MARAD determines, in accordance with 46 U.S.C. 12121 and MARAD’s regulations at 46 CFR part 388, that the issuance of the waiver will have an unduly adverse effect on a U.S.-vessel builder or a business that uses U.S.-flag vessels in that business, a waiver will not be granted. Comments should refer to the docket number of this notice and the vessel name in order for MARAD to properly consider the comments. Comments should also state the commenter’s interest in the waiver application, and address the waiver criteria given in § 388.4 of MARAD’s regulations at 46 CFR part 388.

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By Order of the Maritime Administrator.

Dated: April 10, 2017.

**T. Mitchell Hudson, Jr.,**

*Secretary, Maritime Administration.*

[FR Doc. 2017-07846 Filed 4-18-17; 8:45 am]

**BILLING CODE 4910-81-P**

**DEPARTMENT OF TRANSPORTATION**

**Maritime Administration**

[Docket No. MARAD-2017-0064]

**Requested Administrative Waiver of the Coastwise Trade Laws: Vessel SUNSHINE GIRL; Invitation for Public Comments**

**AGENCY:** Maritime Administration, DOT.

**ACTION:** Notice.

**SUMMARY:** The Secretary of Transportation, as represented by the Maritime Administration (MARAD), is authorized to grant waivers of the U.S.-