

20027; FMCSA–2005–20560; FMCSA–2007–27333. Their exemptions are applicable as of June 26, 2019, and will expire on June 26, 2021.

As of June 27, 2019, 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 (82 FR 24430; 82 FR 35050):

Wade J. Jandreau (ME)  
Thomas M. Leonard (PA)  
Daniel L. Troop (MI)  
Jeffrey Waterbury (NY)

The drivers were included in docket number FMCSA–2017–0018. Their exemptions are applicable as of June 27, 2019, and will expire on June 27, 2021.

As of June 28, 2019, and in accordance with 49 U.S.C. 31136(e) and 31315, the following ten individuals have satisfied the renewal conditions for obtaining an exemption from the vision requirement in the FMCSRs for interstate CMV drivers (76 FR 25766; 76 FR 37885; 78 FR 37270; 80 FR 31640; 82 FR 37499):

Jan M. Bernath (OH)  
Joseph L. Butler (IN)  
Shawn Carroll (OK)  
Mark T. Gileau (CT)  
Peter D. Gouge (IA)  
Alan D. Harberts (IA)  
Wendell S. Sehen (OH)  
Gary E. Valentine (OH)  
Kevin W. Van Arsdol (CO)  
Charles Van Dyke (WI)

The drivers were included in docket number FMCSA–2011–0092. Their exemptions are applicable as of June 28, 2019, and will expire on June 28, 2021.

As of June 30, 2019, and in accordance with 49 U.S.C. 31136(e) and 31315, the following two individuals have satisfied the renewal conditions for obtaining an exemption from the vision requirement in the FMCSRs for interstate CMV drivers (70 FR 2701; 70 FR 16887; 70 FR 17504; 70 FR 30997; 72 FR 27624; 72 FR 34062; 74 FR 26471; 76 FR 34133; 78 FR 57677; 80 FR 31962; 82 FR 37499):

Edmund J. Barron (PA);  
and Roger K. Cox (NJ)

The drivers were included in docket numbers FMCSA–2005–20027; FMCSA–2005–20560. Their exemptions are applicable as of June 30, 2019, and will expire on June 30, 2021.

## V. Conditions and Requirements

The exemptions are extended subject to the following conditions: (1) Each driver must undergo an annual physical examination (a) by an ophthalmologist or optometrist who attests that the

vision in the better eye continues to meet the requirements in 49 CFR 391.41(b)(10), and (b) by a certified Medical Examiner, as defined by 49 CFR 390.5, who attests that the driver is otherwise physically qualified under 49 CFR 391.41; (2) each driver must provide a copy of the ophthalmologist's or optometrist's report to the Medical Examiner at the time of the annual medical examination; and (3) each driver must provide a copy of the annual medical certification to the employer for retention in the driver's qualification file or keep a copy of his/her driver's qualification if he/her is self-employed. The driver must also have a copy of the exemption when driving, for presentation to a duly authorized Federal, State, or local enforcement official. The exemption will be rescinded if: (1) The person fails to comply with the terms and conditions of the exemption; (2) the exemption has resulted in a lower level of safety than was maintained before it was granted; or (3) continuation of the exemption would not be consistent with the goals and objectives of 49 U.S.C. 31136(e) and 31315.

## VI. 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 173 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: May 8, 2019.

**Larry W. Minor,**

*Associate Administrator for Policy.*

[FR Doc. 2019–09938 Filed 5–13–19; 8:45 am]

**BILLING CODE 4910–EX–P**

## DEPARTMENT OF TRANSPORTATION

### Federal Motor Carrier Safety Administration

[Docket No. FMCSA–1998–4334; FMCSA–2000–7363; FMCSA–2000–7918; FMCSA–2002–13411; FMCSA–2003–14223; FMCSA–2004–19477; FMCSA–2005–20027; FMCSA–2006–25246; FMCSA–2006–26066; FMCSA–2008–0106; FMCSA–2008–0340; FMCSA–2008–0398; FMCSA–2009–0154; FMCSA–2010–0187; FMCSA–2010–0201; FMCSA–2010–0327; FMCSA–2010–0354; FMCSA–2010–0372; FMCSA–2010–0413; FMCSA–2011–0010; FMCSA–2011–0380; FMCSA–2012–0278; FMCSA–2012–0279; FMCSA–2012–0337; FMCSA–2012–0338; FMCSA–2012–0339; FMCSA–2013–0021; FMCSA–2013–0022; FMCSA–2013–0023; FMCSA–2014–0005; FMCSA–2014–0006; FMCSA–2014–0010; FMCSA–2014–0298; FMCSA–2014–0299; FMCSA–2014–0300; FMCSA–2014–0301; FMCSA–2014–0302; FMCSA–2014–0304; FMCSA–2015–0347; FMCSA–2016–0207; FMCSA–2016–0208; FMCSA–2016–0209; FMCSA–2016–0212; FMCSA–2016–0213; FMCSA–2016–0214; FMCSA–2016–0377]

### Qualification of Drivers; Exemption Applications; Vision

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

**ACTION:** Notice of final disposition.

**SUMMARY:** FMCSA announces its decision to renew exemptions for 110 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 requirement 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.

**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 W64–224, Washington, DC 20590–0001. Office hours are from 8:30 a.m. to 5 p.m., ET, 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:

#### I. Public Participation

##### A. Viewing Documents and Comments

To view comments, as well as any documents mentioned in this notice as

being available in the docket, go to <http://www.regulations.gov>. Insert the docket number, FMCSA-1998-4334; FMCSA-2000-7363; FMCSA-2000-7918; FMCSA-2002-13411; FMCSA-2003-14223; FMCSA-2004-19477; FMCSA-2005-20027; FMCSA-2006-25246; FMCSA-2006-26066; FMCSA-2008-0106; FMCSA-2008-0340; FMCSA-2008-0398; FMCSA-2009-0154; FMCSA-2010-0187; FMCSA-2010-0201; FMCSA-2010-0327; FMCSA-2010-0354; FMCSA-2010-0372; FMCSA-2010-0413; FMCSA-2011-0010; FMCSA-2011-0380; FMCSA-2012-0278; FMCSA-2012-0279; FMCSA-2012-0337; FMCSA-2012-0338; FMCSA-2012-0339; FMCSA-2013-0021; FMCSA-2013-0022; FMCSA-2013-0023; FMCSA-2014-0005; FMCSA-2014-0006; FMCSA-2014-0010; FMCSA-2014-0298; FMCSA-2014-0299; FMCSA-2014-0300; FMCSA-2014-0301; FMCSA-2014-0302; FMCSA-2014-0304; FMCSA-2015-0347; FMCSA-2016-0207; FMCSA-2016-0208; FMCSA-2016-0209; FMCSA-2016-0212; FMCSA-2016-0213; FMCSA-2016-0214; FMCSA-2016-0377, in the keyword box, and click "Search." Next, click the "Open Docket Folder" button and choose the document to review. If you do not have access to the internet, you may view the docket online by visiting the Docket Management Facility in Room W12-140 on the ground floor of the DOT West Building, 1200 New Jersey Avenue SE, Washington, DC 20590, between 9 a.m. and 5 p.m., ET, Monday through Friday, except Federal holidays.

### B. 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 [www.regulations.gov](http://www.regulations.gov), as described in the system of records notice (DOT/ALL-14 FDMS), which can be reviewed at [www.dot.gov/privacy](http://www.dot.gov/privacy).

## II. Background

On March 20, 2019, FMCSA published a notice announcing its decision to renew exemptions for 110 individuals from the vision requirement in 49 CFR 391.41(b)(10) to operate a CMV in interstate commerce and requested comments from the public (84 FR 10385). The public comment period ended on April 19, 2019, and no comments were received.

As stated in the previous notice, FMCSA has evaluated the eligibility of these applicants and determined that

renewing these exemptions 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)(10).

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.

### III. Discussion of Comments

FMCSA received no comments in this preceding.

### IV. Conclusion

Based on its evaluation of the 110 renewal exemption applications and comments received, FMCSA confirms its decision to exempt the following drivers from the vision requirement in 49 CFR 391.41(b)(10).

In accordance with 49 U.S.C. 31136(e) and 31315, the following groups of drivers received renewed exemptions in the month of April and are discussed below. As of April 1, 2019, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 63 individuals have satisfied the renewal conditions for obtaining an exemption from the vision requirement in the FMCSRs for interstate CMV drivers (65 FR 45817; 65 FR 66286; 65 FR 77066; 66 FR 13825; 67 FR 71610; 67 FR 76439; 68 FR 10298; 68 FR 13360; 69 FR 64806; 69 FR 64810; 70 FR 2701; 70 FR 2705; 70 FR 7545; 70 FR 12265; 70 FR 16887; 71 FR 63379; 72 FR 180; 72 FR 185; 72 FR 1050; 72 FR 1051; 72 FR 1056; 72 FR 7812; 72 FR 9397; 72 FR 11425; 72 FR 11426; 73 FR 35195; 73 FR 48275; 73 FR 75803; 73 FR 75806; 73 FR 76439; 73 FR 78422; 73 FR 78423; 74 FR 6209; 74 FR 6211; 74 FR 6689; 74 FR 8302; 74 FR 8842; 74 FR 37299; 74 FR 48344; 75 FR 44051; 75 FR 47883; 75 FR 54958; 75 FR 63255; 75 FR 65057; 75 FR 70078; 75 FR 72863; 75 FR 77951; 75 FR 79079; 75 FR 79081; 75 FR 79083; 75 FR 79084; 76 FR 1493; 76 FR 2190; 76 FR 4413; 76 FR 8809; 76 FR 9859; 76 FR 9861; 76 FR 9865; 76 FR 11215; 76 FR 12216; 76 FR 12408; 77 FR 17109; 77 FR 27845; 77 FR 40946; 77 FR 46153; 77 FR 59248; 77 FR 60008; 77 FR 68200; 77 FR 68202; 77 FR 70534; 77 FR 71669; 77 FR 71671; 77 FR 74273; 77 FR 74730; 77 FR 74731; 77 FR 74734; 77 FR

75496; 77 FR 76166; 78 FR 797; 78 FR 1919; 78 FR 8689; 78 FR 9772; 78 FR 10250; 78 FR 11731; 78 FR 12811; 78 FR 12813; 78 FR 12817; 78 FR 12822; 78 FR 14410; 79 FR 23797; 79 FR 27681; 79 FR 35212; 79 FR 38649; 79 FR 46153; 79 FR 47175; 79 FR 51643; 79 FR 59357; 79 FR 64001; 79 FR 69985; 79 FR 73397; 79 FR 73686; 79 FR 73687; 79 FR 73689; 79 FR 74169; 80 FR 603; 80 FR 2473; 80 FR 3305; 80 FR 3308; 80 FR 3723; 80 FR 6162; 80 FR 7678; 80 FR 7679; 80 FR 8751; 80 FR 8927; 80 FR 9304; 80 FR 12254; 80 FR 15859; 80 FR 18693; 80 FR 20562; 81 FR 1474; 81 FR 48493; 81 FR 70248; 81 FR 70251; 81 FR 70253; 81 FR 80161; 81 FR 86063; 81 FR 90046; 81 FR 90050; 81 FR 96165; 81 FR 96178; 81 FR 96180; 81 FR 96191; 82 FR 12683; 82 FR 13043; 82 FR 13048; 82 FR 15277);

Catarino Aispuro (OR)  
Charles L. Alsager, Jr. (IA)  
Sava A. Andjelich (IN)  
Peter H. Bailey (MI)  
Dewey E. Ballard Jr. (SC)  
James B. Bierschbach (MN)  
Kenneth L. Bowers, Jr. (MN)  
Keith E. Breeding (IN)  
Tanner H. Brooks (MS)  
Larry D. Brown (MD)  
David D. Bungori, Jr. (MD)  
Jose S. Chavez (AZ)  
Lee A. Clason (NE)  
Cody W. Cook (OK)  
Peter D. Costas (NY)  
Cesar A. Cruz (IL)  
Jose G. Cruz Romero (TX)  
Matthew T. Eggers (IA)  
John B. Etheridge (GA)  
Leon C. Flynn (TX)  
Michael A. Fouch (NJ)  
Steven C. Fox (NC)  
Ricky J. Franklin (OR)  
Wilfred J. Gagnon (VT)  
Gary A. Golson (AL)  
David N. Groff (PA)  
Michael D. Halferty (IA)  
Kenneth L. Handy (IA)  
Arlan T. Hrubes (TX)  
Thomas J. Ivins (FL)  
Daniel L. Jacobs (AZ)  
Laine Lewin (MN)  
Jose M. Limon-Alvarado (WA)  
Carl A. Lohrbach (OH)  
Chris D. McCance (IL)  
Michael W. McCann (VA)  
Michael W. McClain (CO)  
Peter E. McDonnell (MA)  
James T. McGraw, Jr. (PA)  
Patrick J. McMillen (WI)  
Mark Meacham (NC)  
James E. Menz (NY)  
Elmer R. Miller (IL)  
Timothy L. Morton (NC)  
Ali Nimer (IL)  
Jeffrey L. Olson (MN)  
Timothy L. O'Neill (NY)  
Roberto Ramos (TX)

Kevin C. Rich (NC)  
 Ronald M. Scott (IN)  
 Gerardo Silva (IL)  
 Steve C. Sinclair (IA)  
 Gerald E. Skalitzy (WI)  
 Paul J. Stewart (CO)  
 Artis Suitt (NC)  
 David T. Tann (NC)  
 Danny R. Tate (VA)  
 Grover C. Taylor (VA)  
 Timothy R. Tedford (IL)  
 Drake M. Vendsel (ND)  
 Bobby M. Warren (KY)  
 Charles A. Winchell (OK)  
 Rick L. Wood (PA)

The drivers were included in docket numbers FMCSA-2000-7363; FMCSA-2000-7918; FMCSA-2002-13411; FMCSA-2004-19477; FMCSA-2005-20027; FMCSA-2006-25246; FMCSA-2006-26066; FMCSA-2008-0106; FMCSA-2008-0340; FMCSA-2009-0154; FMCSA-2010-0187; FMCSA-2010-0201; FMCSA-2010-0327; FMCSA-2010-0354; FMCSA-2010-0413; FMCSA-2011-0380; FMCSA-2012-0278; FMCSA-2012-0279; FMCSA-2012-0337; FMCSA-2012-0338; FMCSA-2012-0339; FMCSA-2014-0005; FMCSA-2014-0006; FMCSA-2014-0010; FMCSA-2014-0298; FMCSA-2014-0299; FMCSA-2014-0300; FMCSA-2014-0301; FMCSA-2015-0347; FMCSA-2016-0207; FMCSA-2016-0208; FMCSA-2016-0209; FMCSA-2016-0212. Their exemptions are applicable as of April 1, 2019, and will expire on April 1, 2021.

As of April 4, 2019, and in accordance with 49 U.S.C. 31136(e) and 31315, the following individual, Thomas L. Terrell (IA), has satisfied the renewal conditions for obtaining an exemption from the vision requirement in the FMCSRs for interstate CMV drivers (78 FR 10251; 78 FR 20379; 80 FR 12254).

The driver was included in docket number FMCSA-2013-0021. The exemption is applicable as of April 4, 2019, and will expire on April 4, 2021.

As of April 5, 2019, and in accordance with 49 U.S.C. 31136(e) and 31315, the following two individuals have satisfied the renewal conditions for obtaining an exemption from the vision requirement in the FMCSRs for interstate CMV drivers (63 FR 66226; 64 FR 16517; 66 FR 17994; 68 FR 15037; 70 FR 2701; 70 FR 14747; 70 FR 16887; 72 FR 12665; 74 FR 9329; 76 FR 15360; 78 FR 16035; 80 FR 13070; 82 FR 15277):

Richard D. Carlson (MN);  
 and Donald P. Dodson, Jr. (WV)

The drivers were included in docket numbers FMCSA-1998-4334; FMCSA-2005-20027. Their exemptions are applicable as of April 5, 2019, and will expire on April 5, 2021.

As of April 6, 2019, and in accordance with 49 U.S.C. 31136(e) and 31315, the following nine individuals have satisfied the renewal conditions for obtaining an exemption from the vision requirement in the FMCSRs for interstate CMV drivers (74 FR 7097; 74 FR 15584; 76 FR 15361; 78 FR 16761; 80 FR 12547; 82 FR 12678; 82 FR 15277; 82 FR 18949):

Tyler D. Baseman (MN)  
 Robert A. Ferrucci (FL)  
 Cory W. Haupt (SD)  
 Peter W. Lampasone (NY)  
 Edward H. Lampe (OR)  
 Thomas L. Lange (CO)  
 James E. Russell (AZ)  
 Kendrick T. Williams (NC)  
 Forrest L. Wright (AL)

The drivers were included in docket numbers FMCSA-2008-0398; FMCSA-2016-0214. Their exemptions are applicable as of April 6, 2019, and will expire on April 6, 2021.

As of April 7, 2019, 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 12248; 80 FR 29152; 82 FR 15277):

Bradley J. Compton (ID)  
 Thomas P. Fitzsimmons (NC)  
 Steve L. Frisby (CA)  
 Daryl G. Gibson (FL)

The drivers were included in docket number FMCSA-2014-0302. Their exemptions are applicable as of April 7, 2019, and will expire on April 7, 2021.

As of April 8, 2019, 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 (82 FR 13045; 82 FR 18956):

Lesco R. Chubb (GA)  
 Stephen M. Currie (TX)  
 James S. Hummel (PA)  
 Robert R. Martin (VA)

The drivers were included in docket number FMCSA-2016-0377. Their exemptions are applicable as of April 8, 2019, and will expire on April 8, 2021.

As of April 11, 2019, and in accordance with 49 U.S.C. 31136(e) and 31315, the following 13 individuals have satisfied the renewal conditions for obtaining an exemption from the vision requirement in the FMCSRs for interstate CMV drivers (63 FR 66226; 64 FR 16517; 66 FR 17994; 68 FR 15037; 70 FR 14747; 72 FR 12665; 74 FR 9329; 76 FR 7894; 76 FR 9856; 76 FR 15360; 76 FR 20076; 76 FR 20078; 78 FR 16762; 80 FR 15863; 82 FR 13187; 82 FR 15277; 82 FR 23712):

Gary W. Balcom (MI)  
 Wesley M. Creamer (NM)  
 Ray A. Fields (KS)  
 Bruce J. Greil (WI)  
 Thomas A. Grigsby (AR)  
 Eugene C. Hamilton (NC)  
 Jay A. Harding (OR)  
 Melvin L. Hipsley (MD)  
 Paul J. Jones (NY)  
 Stephanie D. Klang (MO)  
 Pedro G. Limon (TX)  
 Larry D. Robinson (MO)  
 Wade C. Uhlir (MN)

The drivers were included in docket numbers FMCSA-1998-4334; FMCSA-2010-0372; FMCSA-2011-0010; FMCSA-2016-0213. Their exemptions are applicable as of April 11, 2019, and will expire on April 11, 2021.

As of April 16, 2019, and in accordance with 49 U.S.C. 31136(e) and 31315, the following individual, Scott Wallbank (MA), has satisfied the renewal conditions for obtaining an exemption from the vision requirement in the FMCSRs for interstate CMV drivers (78 FR 12815; 78 FR 22602; 80 FR 14220; 82 FR 23712).

The driver was included in docket number FMCSA-2013-0022. The exemption is applicable as of April 16, 2019, and will expire on April 16, 2021.

As of April 18, 2019, 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 (80 FR 14223; 80 FR 33011; 82 FR 15277):

Jaroslav Cigler (IN)  
 Randy A. Cimei (IL)  
 Phillip E. Fitzpatrick (NM)  
 Lucien W. Foote (NH)  
 Ronald J. Gruszecki (IL)  
 Alan L. Helfer (IL)  
 John R. Ropp (IL)  
 Darwin L. Stuart (IL)

The drivers were included in docket number FMCSA-2014-0304. Their exemptions are applicable as of April 18, 2019, and will expire on April 18, 2021.

As of April 21, 2019, 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 (65 FR 66286; 66 FR 13825; 68 FR 10300; 68 FR 10301; 68 FR 19596; 70 FR 7546; 70 FR 16886; 72 FR 7111; 72 FR 18726; 74 FR 11991; 75 FR 47883; 75 FR 63257; 76 FR 17483; 77 FR 60010; 78 FR 18667; 80 FR 16500; 82 FR 15277):

Michael P. Curtin (IL)  
 James G. Etheridge (TX)

James R. Rieck (CA)  
Janusz Tyrpien (FL)

The drivers were included in docket numbers FMCSA–2000–7918; FMCSA–2003–14223; FMCSA–2010–0187. Their exemptions are applicable as of April 21, 2019, and will expire on April 21, 2021.

As of April 24, 2019, and in accordance with 49 U.S.C. 31136(e) and 31315, the following individual, Gale L. Smith (PA), has satisfied the renewal conditions for obtaining an exemption from the vision requirement in the FMCSRs for interstate CMV drivers (78 FR 14405; 78 FR 24296; 80 FR 16509; 82 FR 15277).

The driver was included in docket number FMCSA–2013–0023. The exemption is applicable as of April 24, 2019, and will expire on April 24, 2021.

In accordance with 49 U.S.C. 31315, each exemption will be valid for two years from the effective date unless revoked earlier by FMCSA. The exemption will be revoked if the following occurs: (1) The person fails to comply with the terms and conditions of the exemption; (2) the exemption has resulted in a lower level of safety than was maintained prior to being granted; or (3) continuation of the exemption would not be consistent with the goals and objectives of 49 U.S.C. 31136 and 31315.

Issued on: May 8, 2019.

**Larry W. Minor,**

*Associate Administrator for Policy.*

[FR Doc. 2019–09939 Filed 5–13–19; 8:45 am]

**BILLING CODE 4910–EX–P**

## DEPARTMENT OF TRANSPORTATION

### Federal Transit Administration

[FTA Docket No. FTA 2019–0004]

#### Agency Information Collection Activity Under OMB Review

**AGENCY:** Federal Transit Administration, DOT.

**ACTION:** Notice of request for comments.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995, this notice announces the intention of the Federal Transit Administration (FTA) to request the Office of Management and Budget (OMB) to approve a revision of a previously approved information collection: Rail Fixed Guideway Systems; State Safety Oversight.

**DATES:** Comments must be submitted before July 15, 2019.

**ADDRESSES:** To ensure that your comments are not entered more than once into the docket, submit comments

identified by the docket number by only one of the following methods:

1. *Website:* [www.regulations.gov](http://www.regulations.gov). Follow the instructions for submitting comments on the U.S. Government electronic docket site. (Note: The U.S. Department of Transportation's (DOT's) electronic docket is no longer accepting electronic comments.) All electronic submissions must be made to the U.S. Government electronic docket site at [www.regulations.gov](http://www.regulations.gov). Commenters should follow the directions below for mailed and hand-delivered comments.

2. *Fax:* 202–366–7951.

3. *Mail:* U.S. Department of Transportation, 1200 New Jersey Avenue SE, Docket Operations, M–30, West Building, Ground Floor, Room W12–140, Washington, DC 20590–0001.

4. *Hand Delivery:* U.S. Department of Transportation, 1200 New Jersey Avenue SE, Docket Operations, M–30, West Building, Ground Floor, Room W12–140, Washington, DC 20590–0001 between 9:00 a.m. and 5:00 p.m., Monday through Friday, except federal holidays.

*Instructions:* You must include the agency name and docket number for this notice at the beginning of your comments. Submit two copies of your comments if you submit them by mail. For confirmation that FTA has received your comments, include a self-addressed stamped postcard. Note that all comments received, including any personal information, will be posted and will be available to internet users, without change, to [www.regulations.gov](http://www.regulations.gov). You may review DOT's complete Privacy Act Statement in the **Federal Register** published April 11, 2000, (65 FR 19477), or you may visit [www.regulations.gov](http://www.regulations.gov). Docket: For access to the docket to read background documents and comments received, go to [www.regulations.gov](http://www.regulations.gov) at any time. Background documents and comments received may also be viewed at the U.S. Department of Transportation, 1200 New Jersey Avenue SE, Docket Operations, M–30, West Building, Ground Floor, Room W12–140, Washington, DC 20590–0001 between 9:00 a.m. and 5:00 p.m., Monday through Friday, except federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Maria Wright, Office of Transit Safety & Oversight (202) 366–5922 or email: [Maria1.Wright@dot.gov](mailto:Maria1.Wright@dot.gov).

**SUPPLEMENTARY INFORMATION:** Interested parties are invited to send comments regarding any aspect of this information collection, including: (1) The necessity and utility of the information collection for the proper performance of the functions of the FTA; (2) the accuracy

of the estimated burden; (3) ways to enhance the quality, utility, and clarity of the collected information; and (4) ways to minimize the collection burden without reducing the quality of the collected information. Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection.

#### Title: Rail Fixed Guideway Systems; State Safety Oversight

(OMB Number: 2132–0558)

*Background:* FTA administers a national program for public transportation safety under 49 U.S.C. Section 5329. One element of this program, at 49 U.S.C. 5329(e), requires States to oversee the safety of the rail transit agencies (RTAs) in their jurisdictions, including heavy and light rail systems, streetcars, inclined planes, cable cars, monorail/automated guideways and hybrid rail. Through this program, State Safety Oversight Agencies (SSOAs) ensure that RTAs identify and address safety risks, follow their safety rules and procedures, and take corrective action to address safety deficiencies. This program, which only applies to RTAs, enhances and replaces the State Safety Oversight (SSO) program previously authorized at 49 U.S.C. 5330.

The previously authorized program required SSOAs to perform oversight without Federal grant funding available. As a result, the approved information collection includes burden hours associated with activities administered by SSO agencies to collect information from RTAs and activities performed by RTAs to provide information to SSOAs. FTA decided to include these burden hours to address concerns raised by SSOAs and RTAs regarding unfunded Federal requirements.

With the expiration of the previously authorized program, and the new Federal grant program for States, authorized at 49 U.S.C. 5329(e)(6), FTA wishes to amend the information collection activities to focus only on the activities of SSOAs and RTAs to report information to FTA. Activities included in the previous information collection request that are not specifically related to FTA information collection are removed from this information collection request and are addressed in the Regulatory Impact Assessment developed for the final rule implementing 49 U.S.C. 5329(e). This proposed change aligns with the Paperwork Reduction Act (PRA) of 1995, United States Office of Personnel