

DEPARTMENT OF TRANSPORTATION**Federal Motor Carrier Safety Administration****Request to Medical Examiners on the National Registry of Certified Medical Examiners Regarding Submission of Examination Results**

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

ACTION: Request for examination results.

SUMMARY: FMCSA requests that medical examiners (MEs), by September 30, 2021, submit results of physical qualification examinations conducted during the National Registry of Certified Medical Examiners (National Registry) outage from December 1, 2017, through August 13, 2018. During the outage, FMCSA encouraged MEs to continue conducting physical qualification examinations and instructed MEs to submit examination results to the National Registry when upload functionality was restored. The upload functionality was fully restored on August 13, 2018, but a significant number of healthcare professionals have not uploaded the results from examinations conducted during the National Registry outage. FMCSA requests that the examiners in question upload the information.

DATES: Medical examiners should submit the results from examinations conducted between December 1, 2017, and August 13, 2018, to the Agency by September 30, 2021.

FOR FURTHER INFORMATION CONTACT: Ms. Christine A. Hydock, Chief, Medical Programs Division, FMCSA, 1200 New Jersey Avenue SE, Washington, DC 20590-0001; telephone (202) 366-4001; fmcsamedical@dot.gov.

SUPPLEMENTARY INFORMATION:**I. Background**

Enacted in 2005 and amended in 2012, 49 U.S.C. 31149 authorizes the National Registry program. Among other statutory mandates, section 31149 directed the Secretary, acting through FMCSA, to establish the National Registry and to require MEs to transmit electronically certain information about completed medical examination results of commercial motor vehicle (CMV) drivers (section 31149(c)(1)(E), (d)(1)). To implement the requirements of section 31149, FMCSA issued a final rule in 2012 establishing the National Registry (77 FR 24104 (Apr. 20, 2012)). This rule also required MEs to submit a CMV Driver Medical Examination Results Form, MCSA-5850, to FMCSA

for each physical examination conducted during the previous month for any driver who is required to be examined by an ME listed on the National Registry. This rule was amended in 2015 to require MEs to report results of all CMV drivers' physical examinations conducted (including the results of examinations where the driver was found not to be qualified) to FMCSA by midnight local time of the next calendar day following the examination, beginning on June 22, 2018 (80 FR 22790 (Apr. 23, 2015); 80 FR 35577 (Jun. 22, 2015)).

II. National Registry Outage

In December 2017, an incident occurred that caused the Agency to take the National Registry system offline. Unfortunately, during the outage, MEs were not able to access their National Registry accounts to upload results of examinations conducted. MEs were encouraged to continue conducting physical qualification examinations and issuing Medical Examiner's Certificates to qualified CMV drivers. MEs were also informed that they should segregate all examinations completed during the outage and be prepared to upload them to the National Registry system when it is back online and operating normally.

III. National Registry Reporting Functionality Restored

The functionality for MEs to submit results of examinations to the National Registry was restored on June 22, 2018. The functionality for Medical Examiner Administrative Assistants (MEAAs) and Third Party Organizations (TPOs) to submit results of examinations on behalf of MEs to the National Registry was restored on August 13, 2018. Therefore, MEs were instructed to resume submitting results of examinations conducted either through their National Registry account or by using their designated MEAAs or TPOs, in accordance with 49 CFR 391.43(g)(5)(i)(B) and (5)(ii).

Although the functionality to enter results of examinations conducted had been restored, FMCSA was concerned that the temporary National Registry system would not be able to handle the usual daily activity together with the additional activity for results from examinations conducted during the time the National Registry was offline. Therefore, on June 27, 2018, FMCSA sent an email to all MEs explaining that FMCSA was not requiring MEs to immediately upload results of the examinations conducted during the National Registry outage and that it would provide an extended period to upload results of examinations

conducted during the National Registry outage. The Agency explained that, in an effort to limit the time burden on MEs, it would ensure that MEs have ample time to upload results of these examinations.

IV. Request for Examination Results

Due to continued improvements to the National Registry system, FMCSA is no longer concerned about the increased activity of uploading results of examinations that occurred during the National Registry outage. FMCSA is aware that while many MEs have submitted results of examinations conducted while the National Registry was offline, others still have not done so. FMCSA estimates that approximately 14,000 MEs still have examinations results to upload. This includes MEs who were certified and actively uploading results of examinations conducted on December 1, 2017, when the National Registry was taken offline, who have successfully migrated their National Registry account, and who have been using the interim National Registry system. This activity demonstrates that they have continued to conduct physical qualification examinations, but may not have uploaded results of any examinations conducted between the outage period of December 1, 2017, and August 13, 2018. Therefore, FMCSA requests that MEs who have not yet submitted results of examinations conducted during the National Registry outage, between December 1, 2017, and August 13, 2018, report the outstanding results to the National Registry through their National Registry account or by a designated MEAA or TPO no later than September 30, 2021. FMCSA makes this request to ensure, to the greatest extent possible, that results of all examinations conducted during the outage are reported to the National Registry.

Meera Joshi,

Deputy Administrator.

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DEPARTMENT OF TRANSPORTATION**Maritime Administration**

[Docket No. MARAD-2021-0151]

Request for Comments of a Previously Approved Information Collection: Request for Waiver of Service Obligation, Request for Deferment of Services Obligation, Application for Review

AGENCY: Maritime Administration, DOT.

ACTION: Notice and request for comments.

SUMMARY: In compliance with the Paperwork Reduction Act of 1995, this notice announces that the Information Collection Request (ICR) abstracted below is being forwarded to the Office of Management and Budget (OMB) for review and comments. Comments are invited on whether the proposed collection of information is necessary for the proper performance of the functions of the Department, including whether the information will have practical utility; the accuracy of the Department's estimate of the burden of the proposed information collection; ways to enhance the quality, utility and clarity of the information to be collected; and ways to minimize the burden of the collection of information on respondents, including the use of automated collection techniques or other forms of information technology. A **Federal Register** Notice with a 60-day comment period soliciting comments on the following information collection was published on April 7, 2021.

DATES: Comments must be submitted on or before September 8, 2021.

ADDRESSES: Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to www.reginfo.gov/public/do/PRAMain. Find this particular information collection by selecting "Currently under 30-day Review—Open for Public Comments" or by using the search function.

FOR FURTHER INFORMATION CONTACT: Danielle Bennett (202) 366-5296, Office of Maritime Labor and Training, U.S. Department of Transportation, 1200 New Jersey Avenue SE, Washington, DC 20590.

SUPPLEMENTARY INFORMATION:

Title: Request for Waiver of Service Obligation, Request for Deferment of Services Obligation, Application for Review.

OMB Control Number: 2133-0510.

Type of Request: Renewal of a Previously Approved Information Collection.

Background: This information collection is essential for determining if a student or graduate of the United States Merchant Marine Academy (USMMA) or subsidized student or graduate of a State maritime academy has a waivable situation preventing them from fulfilling the requirements of a service obligation contract signed at the time of their enrollment in a Federal maritime training program. It also permits the Maritime Administration

(MARAD) to determine if a graduate, who wishes to defer the service obligation to attend graduate school, is eligible to receive a deferment. Their service obligation is required by law.

Respondents: U.S. Merchant Marine Academy students and graduates and subsidized students and graduates.

Affected Public: Individuals or Households.

Total Estimated Number of Responses: 11.

Frequency of Collection: Annually.

Estimated Time per Respondent: 30 minutes.

Total Estimated Number of Annual Burden Hours: 5.30.

(Authority: The Paperwork Reduction Act of 1995; 44 U.S.C. Chapter 35, as amended; and 49 CFR 1.93)

By Order of the Acting Maritime Administrator.

T. Mitchell Hudson, Jr.,

Secretary, Maritime Administration.

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DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

[Docket No. NHTSA-2021-0036]

Denial of Motor Vehicle Defect Petition, DP21-001

AGENCY: National Highway Traffic Safety Administration, (NHTSA), Department of Transportation.

ACTION: Denial of a petition for a defect investigation.

SUMMARY: This notice sets forth the reasons for the denial of a petition, DP21-001, submitted by Mr. Derek Colvin to NHTSA (the "agency") by a letter dated November 20, 2020. The petition requests that the agency initiate a safety defect investigation into an alleged defect in the reversing light system experienced in certain Model Year (MY) 2013 Porsche 911 Carrera manual transmission vehicles (the "subject vehicles"). As the driver shifts the gear into reverse, the reversing light fails to illuminate. After conducting a technical review of: (1) The consumer complaint submitted by the petitioner; (2) consumer complaint information in NHTSA's database; and (3) information provided by Porsche in response to our Information Request letter regarding reversing light failure to illuminate and complaints received by Porsche, NHTSA's Office of Defect Investigations (ODI) has concluded that no further investigation of the issue raised by the

petition is warranted and the agency, accordingly, has denied the petition.

FOR FURTHER INFORMATION CONTACT: Mr. Lemeola Kamanya, Vehicle Defect Division A, Office of Defects Investigation, NHTSA 1200 New Jersey Avenue SE, Washington, DC 20590. Telephone: 202-366-6065. Email: lemeola.kamanya@dot.gov.

SUPPLEMENTARY INFORMATION:

1. Introduction

Interested persons may petition NHTSA requesting that the agency initiate an investigation to determine whether a motor vehicle or item of replacement equipment does not comply with an applicable motor vehicle motor vehicle safety standard or contains a defect that relates to motor vehicle safety. 49 U.S.C. 30162(a)(2); 49 CFR 552.1. Upon receipt of a properly filed petition, the agency conducts a technical review of the petition, material submitted with the petition and any additional information. 49 U.S.C. 30162(a)(2); 49 CFR 552.6. The technical review may consist solely of a review of information already in the possession of the agency or it may include the collection of information from the motor vehicle manufacturer and/or other sources. After conducting the technical review and considering appropriate factors, which may include, but are not limited to, the nature of the complaint, allocation of agency resources, agency priorities, the likelihood of uncovering sufficient evidence to establish the existence of a defect and the likelihood of success in any necessary enforcement litigation, the agency will grant or deny the petition. *See* 49 U.S.C. 30162(a)(2); 49 CFR 552.8.

2. Defect Petition Background Information

In a letter dated November 20, 2020, Mr. Derek Colvin (the petitioner) requested that NHTSA initiate a safety defect investigation into reversing light failure experienced by operators of model year (MY) 2013 Porsche 911 Carrera manual transmission vehicles as the driver engages the reverse gear. Mr. Colvin based his request on his own experience. NHTSA has based its decision on a review of the material cited by the petitioner, information submitted by Porsche in response to our Information Request letter and other pertinent information in NHTSA's databases.

3. Summary of the Petition

The petitioner reported that his MY 2013 Porsche 911 Carrera vehicle equipped with the ZF-sourced seven-speed manual transmission experienced