

he does not have diabetic retinopathy. He holds a Class A CDL from Washington.

Randy P. Young

Mr. Young, 49, has had ITDM since 2005. His endocrinologist examined him in 2015 and certified that he has had no severe hypoglycemic reactions resulting in loss of consciousness, requiring the assistance of another person, or resulting in impaired cognitive function that occurred without warning in the past 12 months and no recurrent (2 or more) severe hypoglycemic episodes in the last 5 years. His endocrinologist certifies that Mr. Young understands diabetes management and monitoring, has stable control of his diabetes using insulin, and is able to drive a CMV safely. Mr. Young meets the requirements of the vision standard at 49 CFR 391.41(b)(10). His optometrist examined him in 2015 and certified that he does not have diabetic retinopathy. He holds an operator's license from Indiana.

III. 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. We will consider all comments received before the close of business on the closing date indicated in the date section of the notice.

FMCSA notes that section 4129 of the Safe, Accountable, Flexible and Efficient Transportation Equity Act: A Legacy for Users requires the Secretary to revise its diabetes exemption program established on September 3, 2003 (68 FR 52441).¹ The revision must provide for individual assessment of drivers with diabetes mellitus, and be consistent with the criteria described in section 4018 of the Transportation Equity Act for the 21st Century (49 U.S.C. 31305).

Section 4129 requires: (1) Elimination of the requirement for 3 years of experience operating CMVs while being treated with insulin; and (2) establishment of a specified minimum period of insulin use to demonstrate stable control of diabetes before being allowed to operate a CMV.

In response to section 4129, FMCSA made immediate revisions to the diabetes exemption program established by the September 3, 2003 notice. FMCSA discontinued use of the 3-year driving experience and fulfilled the requirements of section 4129 while

continuing to ensure that operation of CMVs by drivers with ITDM will achieve the requisite level of safety required of all exemptions granted under 49 U.S.C. 31136(e).

Section 4129(d) also directed FMCSA to ensure that drivers of CMVs with ITDM are not held to a higher standard than other drivers, with the exception of limited operating, monitoring and medical requirements that are deemed medically necessary.

The FMCSA concluded that all of the operating, monitoring and medical requirements set out in the September 3, 2003 notice, except as modified, were in compliance with section 4129(d). Therefore, all of the requirements set out in the September 3, 2003 notice, except as modified by the notice in the **Federal Register** on November 8, 2005 (70 FR 67777), remain in effect.

IV. Submitting Comments

You may submit your comments and material online or by fax, mail, or hand delivery, but please use only one of these means. FMCSA recommends that you include your name and a mailing address, an email address, or a phone number in the body of your document so that FMCSA can contact you if there are questions regarding your submission.

To submit your comment online, go to <http://www.regulations.gov> and in the search box insert the docket number FMCSA–2015–0066 and click the search button. When the new screen appears, click on the blue “Comment Now!” button on the right hand side of the page. On the new page, enter information required including the specific section of this document to which each comment applies, and provide a reason for each suggestion or recommendation. If you submit your comments by mail or hand delivery, submit them in an unbound format, no larger than 8½ by 11 inches, suitable for copying and electronic filing. If you submit comments by mail and would like to know that they reached the facility, please enclose a stamped, self-addressed postcard or envelope.

We will consider all comments and material received during the comment period and may change this proposed rule based on your comments. FMCSA may issue a final rule at any time after the close of the comment period.

V. Viewing Comments and Documents

To view comments, as well as any documents mentioned in this preamble, To submit your comment online, go to <http://www.regulations.gov> and in the search box insert the docket number FMCSA–2015–0066 and click “Search.”

Next, click “Open Docket Folder” and you will find all documents and comments related to the proposed rulemaking.

Issued on: August 7, 2015.

Larry W. Minor,

Associate Administrator for Policy.

[FR Doc. 2015–20186 Filed 8–14–15; 8:45 am]

BILLING CODE 4910–EX–P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[Docket No. AB 1235X]

MCM Rail Services LLC, d/b/a Baltimore Industrial Railroad—Petition for Discontinuance of Service Exemption—in Baltimore County, Md.

On July 28, 2015, MCM Rail Services LLC, d/b/a Baltimore Industrial Railroad (MCM Rail) filed with the Surface Transportation Board (Board) a petition under 49 U.S.C. 10502 for exemption from the provisions of 49 U.S.C. 10903 to discontinue rail service over an approximately 12-mile line of railroad in Sparrows Point, Baltimore County, Md. (the Line). MCM Rail states that there are no mileposts on the Line. The Line is the entire system operated by MCM Rail. The Line traverses through United States Postal Service Zip Code 21219, and there are no stations on the Line.

MCM Rail states that the Line is stub-ended and therefore not capable of handling overhead traffic. Upon discontinuance of service by MCM Rail, rail service over the Line will be provided by the owner of the Line, Sparrows Point Rail, LLC (formerly known as Hilco SP Rail LLC). To MCM Rail's knowledge, the Line does not contain federally granted rights-of-way.

Because this is the discontinuance of the entire system operated by MCM Rail, no labor conditions will be imposed. Additionally, because this is a discontinuance proceeding and not an abandonment proceeding, trail use/rail banking and public use conditions are not appropriate.

By issuance of this notice, the Board is instituting an exemption proceeding pursuant to 49 U.S.C. 10502(b). A final decision will be issued by November 13, 2015.

Any offer of financial assistance (OFA) under 49 CFR 1152.27(b)(2) to subsidize continued rail service will be due no later than November 23, 2015, or 10 days after the service of a decision granting the petition for exemption, whichever occurs sooner. Each offer must be accompanied by a \$1,600 filing fee. See 49 CFR 1002.2(f)(25).

¹ Section 4129(a) refers to the 2003 notice as a “final rule.” However, the 2003 notice did not issue a “final rule” but did establish the procedures and standards for issuing exemptions for drivers with ITDM.

All filings in response to this notice must refer to Docket AB 1235X and must be sent to: (1) Surface Transportation Board, 395 E Street SW., Washington, DC 20423-0001; and (2) John K. Fiorilla, Esq., Capehart Scatchard, 8000 Midlantic Drive, Suite 300, Mt. Laurel, NJ 08054. Replies to the petition are due on or before September 8, 2015.

Persons seeking further information concerning discontinuance procedures may contact the Board's Office of Public Assistance, Governmental Affairs, and Compliance at (202) 245-0238 or refer to the full abandonment and discontinuance regulations at 49 CFR pt. 1152. Questions concerning environmental issues may be directed to the Board's Office of Environmental Analysis (OEA) at (202) 245-0305.

Assistance for the hearing impaired is available through the Federal Information Relay Service (FIRS) at 1-800-877-8339.

Board decisions and notices are available on our Web site at WWW.STB.DOT.GOV.

Decided: August 12, 2015.

By the Board, Rachel D. Campbell,
Director, Office of Proceedings

Kenyatta Clay,
Clearance Clerk.

[FR Doc. 2015-20214 Filed 8-14-15; 8:45 am]

BILLING CODE 4915-01-P

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

[Docket No. DOT-OST-2012-0087]

Advisory Committee for Aviation Consumer Protection

AGENCY: Office of the Secretary (OST), Department of Transportation (DOT).

ACTION: Notice of ninth meeting of advisory committee.

SUMMARY: This notice announces the ninth meeting of the Advisory Committee for Aviation Consumer Protection.

DATES: The ninth meeting of the advisory committee is scheduled for September 1, 2015, from 10:00 a.m. to 12:00 p.m., Eastern Time.

ADDRESSES: The meeting will be held in the Media Center (located on the lobby level of the West Building) at the U.S. Department of Transportation (DOT) headquarters, 1200 New Jersey Avenue SE., Washington, DC. Attendance is open to the public up to the room's capacity of 100 attendees. Since space is limited and access to the DOT headquarters building is controlled for

security purposes, any member of the general public who plans to attend this meeting must notify the registration contact identified below no later than August 25, 2015.

FOR FURTHER INFORMATION CONTACT: To register to attend the meeting, please contact Amy Przybyla, Research Analyst, CENTRA Technology, Inc., przybylaa@centratechnology.com; 703-894-6962. For other information please contact Amna Arshad, Senior Attorney, Office of Aviation Enforcement and Proceedings, amna.arshad@dot.gov; U.S. Department of Transportation, 1200 New Jersey Ave. SE., Washington, DC, 20590; 202-366-9342 (phone), 202-366-5944 (fax).

SUPPLEMENTARY INFORMATION: On May 24, 2012, the Secretary, as mandated by Section 411 of the FAA Modernization and Reform Act of 2012 (Pub. L. 112-95, 126 Stat. 11 (2012)), established the Advisory Committee for Aviation Consumer Protection. The committee's charter, drafted in accordance with the Federal Advisory Committee Act, as amended, 5 U.S.C. App. 2, sets forth policies for the operation of the advisory committee and is available on the Department's Web site at <http://www.facadatabase.gov/committee/charters.aspx?cid=2448&aid=47>.

The ninth meeting of the committee is scheduled to take place from 10:00 a.m. to 12:00 p.m. Eastern Time on September 1, 2015, in the Media Center at the DOT headquarters, 1200 New Jersey Avenue SE., Washington, DC 20590. The committee will discuss the recommendations submitted to it during the past three public meetings on the following subjects: Voice calls, government-imposed taxes and fees, airline mergers and consolidations, space allocated per passenger on aircraft, airline frequent flyer programs, airline change/cancellation fees, mandatory hotel resort fees, and baggage allowances, fees and interlining. The committee will also provide its preliminary recommendations to the Department which will form the basis for a report to the Secretary on improvements to existing aviation consumer protection programs. This meeting will be open to the public and comments by members of the public are invited. Attendance will necessarily be limited by the size of the meeting room (maximum 100 attendees). We ask that any member of the general public who plans to attend the ninth meeting notify the registration contact noted above no later than August 25, 2015.

Additionally, DOT will stream the event live on the Internet and provide a link to the recorded webcast for future

viewing at www.dot.gov/airconsumer/ACACP.

Members of the public may present written comments at any time. The docket number referenced above (DOT-OST-2012-0087, available at <https://www.regulations.gov>) has been established for committee documents including any written comments that may be filed.

Persons with a disability who plan to attend the meeting and require special accommodations, such as an interpreter for the hearing impaired, should notify the registration contact noted above no later than August 25, 2015.

Notice of this meeting is being provided in accordance with the Federal Advisory Committee Act and the General Services Administration regulations covering management of Federal advisory committees. (41 CFR part 102-3.)

Issued in Washington, DC, on August 11, 2015.

Blane A. Workie,

Assistant General Counsel for Aviation Enforcement & Proceedings, U.S. Department of Transportation.

[FR Doc. 2015-20190 Filed 8-14-15; 8:45 am]

BILLING CODE 4910-9X-P

UNITED STATES SENTENCING COMMISSION

Sentencing Guidelines for United States Courts

AGENCY: United States Sentencing Commission.

ACTION: Notice of final action regarding technical and conforming amendments to federal sentencing guidelines effective November 1, 2015.

SUMMARY: On April 30, 2015, the Commission submitted to the Congress amendments to the sentencing guidelines and official commentary, which become effective on November 1, 2015, unless Congress acts to the contrary. Such amendments and the reasons for amendment subsequently were published in the **Federal Register**. 80 FR 25782 (May 5, 2015). The Commission has made technical and conforming amendments, set forth in this notice, to commentary provisions and policy statements related to those amendments.

DATES: The Commission has specified an effective date of November 1, 2015, for the amendments set forth in this notice.

FOR FURTHER INFORMATION CONTACT: Jeanne Doherty, Public Affairs Officer, (202) 502-4502, jdoherty@ussc.gov.