

veteran-owned small business programs, please visit www.sba.gov/ovbd.

SUPPLEMENTARY INFORMATION: Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (5 U.S.C., Appendix 2), SBA announces the meeting of the Interagency Task Force on Veterans Small Business Development (IAFT). The IAFT is established pursuant to Executive Order 13540 to coordinate the efforts of Federal agencies to improve capital, business development opportunities, and pre-established federal contracting goals for small business concerns owned and controlled by veterans and service-disabled veterans. The purpose of this meeting is to discuss efforts that support veteran-owned small businesses, briefings on SBA's Made-In-America Manufacturing Initiative, Make Onshoring Great Again portal, the Red-Tape Hotline, and the IAFT's objectives for fiscal year 2025.

Dated: June 24, 2025.

Andrienne Johnson,
Committee Manager Officer.

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DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

[Docket No. FMCSA-2021-0052]

Hours of Service (HOS) of Drivers; American Pyrotechnics Association (APA)

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

ACTION: Notice of final disposition; grant of application for exemptions.

SUMMARY: FMCSA announces its decision to renew exemptions from certain hours of service (HOS) regulations for 44 APA member companies during designated Independence Day periods. The exemptions allow drivers of these companies to exclude off-duty and sleeper berth time of any length from the calculation of the 14-hour limit and to use paper records of duty status (RODS) in lieu of electronic logging devices (ELDs). FMCSA has analyzed the application for exemptions and the public comments and has determined that the exemptions, subject to the terms and conditions set forth below, will likely achieve a level of safety that is equivalent to or greater than the level that would be achieved in the absence of the exemptions.

DATES: The exemptions are effective for the period June 28 through July 8, at 11:59 p.m. local time, each year from 2025 through 2029.

FOR FURTHER INFORMATION CONTACT: Ms. Pearlie Robinson, FMCSA Driver and Carrier Operations Division; Office of Carrier, Driver and Vehicle Safety Standards; (202) 366-9220; pearlie.robinson@dot.gov. If you have questions on viewing or submitting material to the docket, contact Docket Services, telephone (202) 366-9826.

SUPPLEMENTARY INFORMATION:

I. Public Participation

Viewing Comments and Documents

To view any documents mentioned as being available in the docket, go to <https://www.regulations.gov/docket/FMCSA-2021-0052/document> and choose the document to review. To view comments, click this notice, then click "Browse Comments." If you do not have access to the internet, you may view the docket online by visiting Dockets Operations on the ground floor of the DOT West Building, 1200 New Jersey Avenue SE, Washington, DC 20590-0001, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. To be sure someone is there to help you, please call (202) 366-9317 or (202) 366-9826 before visiting Dockets Operations.

II. Legal Basis

FMCSA has authority under 49 U.S.C. 31136(e) and 31315(b) to grant exemptions from the Federal Motor Carrier Safety Regulations (FMCSRs). FMCSA must publish a notice of each exemption request in the **Federal Register** (49 CFR 381.315(a)). The Agency must provide the public an opportunity to inspect the information relevant to the application, including the applicant's safety analysis. The Agency must provide an opportunity for public comment on the request.

The Agency reviews applications, safety analyses, and public comments submitted and determines whether granting the exemption would likely achieve a level of safety equivalent to, or greater than, the level that would be achieved absent such exemption, pursuant to the standard set forth in 49 U.S.C. 31315(b)(1). The Agency must publish its decision in the **Federal Register** (49 CFR 381.315(b)). If granted, the notice will identify the regulatory provision from which the applicant will be exempt, the effective period and all terms and conditions of the exemption (49 CFR 381.315(c)(1)). If the exemption is denied, the notice will explain the reason for the denial (49 CFR

381.315(c)(2)). The exemption may be renewed (49 CFR 381.300(b)).

III. Background

Current Regulatory Requirements

The HOS regulation in 49 CFR 395.3(a)(2) prohibits the driver of a property-carrying commercial motor vehicle (CMV) from driving after the 14th hour after coming on duty following 10 consecutive hours off duty. Drivers required to prepare RODS must do so using ELDs under 49 CFR 395.8(a)(1)(i). However, under 49 CFR 395.8(a)(1)(iii)(A)(1), a motor carrier may allow its drivers to record their duty status manually, rather than use an ELD, if the driver is operating a CMV "[i]n a manner requiring completion of a record of duty status on not more than 8 days within any 30-day period."

Application for Renewal of Exemption

The renewal application from APA was described in detail in a **Federal Register** notice of April 18, 2025 (90 FR 16587) and will not be repeated here as the facts have not changed since then.

IV. Public Comments

Two comments were submitted to the docket, one supporting and the other opposing the exemption renewal. Paul Catucci said, "This exemption is vital for the fireworks industry. Over 80% of the business is done in less than two weeks. Unlike other industries where something is delayed a couple days it's no big deal the Fourth of July can't be delayed a day." An anonymous individual opposed the renewal and said, "This exemption should NOT be granted, several of these carriers don't follow and comply with the DOT rules during normal non-peak seasons. . . . They are hauling HAZMAT with a very high likely hood [sic] of an accident becoming a major incident requiring multi agency response. To let them have less supervision, reporting, and remove the safety controls when they are stress [sic] and already looking for ways to cut corners is illogical."

V. FMCSA Decision

FMCSA has evaluated APA's application and the safety records of 44 APA member companies to which the exemptions would apply and grants the exemptions. FMCSA ensured that each motor carrier possessed an active USDOT registration, minimum required levels of insurance, and was not subject to any "imminent hazard" or other out-of-service (OOS) orders. The Agency conducted a comprehensive review of the safety performance history on each of the motor carriers listed in the appendix table during the review

process. As part of this process, FMCSA reviewed its Motor Carrier Management Information System safety records, including inspection and crash reports submitted to FMCSA by State agencies. The motor carriers have “satisfactory” safety ratings issued by FMCSA and valid Hazardous Materials Safety Permits. In addition, the Pipeline and Hazardous Materials Safety Administration reviewed its investigative records and found no adverse data.

Based on the information provided in APA’s application, FMCSA concludes that the exemptions, subject to the terms and conditions set forth in section VII, would likely achieve a level of safety that is equivalent to, or greater than, the level that would be achieved absent such exemptions, in accordance with 49 U.S.C. 31315(b)(1).

VI. Exemption Decision

FMCSA grants the exemptions for a period of five years subject to the terms and conditions of this decision. The exemptions from the requirements of 49 CFR 395.3(a)(2) and 49 CFR 395.8(a)(1)(i) are effective for the period June 28 through July 8 each year from 2025 through 2029.

A. Applicability of Exemptions

The exemptions are limited to drivers employed by the 42 motor carriers previously covered by the exemptions, and drivers employed by the 2 additional carriers identified by an asterisk in the appendix table of this notice. Drivers covered by these exemptions will be able to exclude off-duty and sleeper-berth time of any length from the calculation of the 14-hour limit. Drivers will be able to use paper RODs in lieu of ELDs to record their HOS.

B. Terms and Conditions

When operating under these exemptions, motor carriers and drivers are subject to the following terms and conditions:

1. Drivers must not drive more than 11 hours after accumulating 14 hours on duty prior to beginning a new driving period.
2. Drivers must have 10 consecutive hours off duty following 14 hours on duty prior to beginning a new driving period.
3. Drivers must use paper RODs and supporting documents, maintain RODs and supporting documents for 6 months from the date the record is prepared, and make RODs and supporting

documents accessible to law enforcement upon request.

4. Drivers and carriers subject to the ELD requirements before June 28 must continue to use ELDs and comply with all ELD requirements, including maintaining ELD data for 6 months from the date the electronic record is generated and making ELD data accessible to law enforcement upon request.

5. Drivers must maintain a valid CDL with a hazardous materials endorsement and not be subject to an out-of-service order or loss of driving privileges.

6. Motor carriers must maintain a Hazardous Materials Safety Permit and Satisfactory safety rating assigned by FMCSA under the procedures in 49 CFR part 385.

7. Motor carriers must ensure their CMVs are properly marked as required by 49 CFR 390.21.

8. Motor carriers must ensure they comply with the requirements for shipping papers, package marking, labeling, and placarding in 49 CFR part 172.

9. Drivers and motor carriers covered by the exemptions must comply with all other applicable provisions of the Federal Motor Carrier Safety Regulations (49 CFR parts 350–399) (FMCSRs) and Hazardous Materials Regulations (49 CFR parts 105–180) (HMRs).

10. Prior to the beginning of each Independence Day period these exemptions are in effect, FMCSA will ensure that each motor carrier possesses an active USDOT registration, minimum required levels of insurance, and was not subject to any “imminent hazard” or other out-of-service (OOS) orders. FMCSA will also conduct a comprehensive review of the safety performance history on each of the motor carriers listed in the appendix table during the review process. As part of this process, FMCSA will review its Motor Carrier Management Information System safety records, including inspection and crash reports submitted to FMCSA by State agencies.

11. Motor carriers may be investigated to evaluate compliance with the terms and conditions of these exemptions, in addition to the FMCSRs and HMR.

12. Motor carriers using exempt drivers must notify FMCSA within 5 business days of any accident (as defined in 49 CFR 390.5), involving any of the motor carrier’s CMVs operating under the terms of these exemptions. The notification must include the following information:

- a. Identifier of the Exemption: “APA”;

b. Name of operating carrier and USDOT number;

c. Date of the accident;

d. City or town, and State, in which the accident occurred, or closest to the accident scene;

e. Driver’s name and license number;

f. Co-driver’s name (if any) and license number;

g. Vehicle number and State license number;

h. Number of individuals suffering physical injury;

i. Number of fatalities;

j. The police-reported cause of the crash, if provided by the enforcement agency;

k. Whether the driver was cited for violation of any traffic laws, motor carrier safety regulations; and

l. The total on-duty time accumulated during the 7 consecutive days prior to the date of the crash, and the total on-duty time and driving time in the work shift prior to the crash. The motor carrier must provide a copy of the driver’s records of duty status for the day of the crash and the prior 7 days upon request.

Reports filed under this provision shall be emailed to MCPD@DOT.GOV with APA’s name and docket number FMCSA–2021–0052 in the subject line.

C. Preemption

In accordance with 49 U.S.C. 31315(d), as implemented by 49 CFR 381.600, during the period these exemptions are in effect, no State shall enforce any law or regulation applicable to interstate commerce that conflicts with or is inconsistent with these exemptions with respect to a firm or person operating under the exemptions. States may, but are not required to, adopt the same exemptions with respect to operations in intrastate commerce.

VII. Termination

FMCSA does not believe the drivers covered by these exemptions will experience any deterioration of their safety record. The exemptions will be rescinded if: (1) motor carriers or the drivers operating under the exemptions fail to comply with the terms and conditions of the exemptions; (2) the exemptions have resulted in a lower level of safety than was maintained before it was granted; (3) the annual investigation yields unsatisfactory results; or (4) continuation of the

exemptions would not be consistent with the goals and objects of 49 U.S.C. 31136(e) and 31315(b).

Sue Lawless,
Assistant Administrator.

**Appendix to Notice of Applications for
Renewal of APA Exemptions From the
14-Hour and ELD HOS Rules for
Independence Day Periods**

JUNE 28, THROUGH JULY 8, DURING 2025 THROUGH 2029, FOR 44 MOTOR CARRIERS

Motor carrier	Street address	City, state, zip code	DOT No.
1. American Fireworks Display, LLC	105 County Route 7	McDonough, NY 13801	2115608
2. AM Pyrotechnics, LLC	2429 East 535th Rd	Buffalo, MO 65622	1034961
3. Arthur Rozzi Pyrotechnics	6607 Red Hawk Ct	Maineville, OH 45039	2008107
4. Artisan Pyrotechnics, Inc	82 Grace Road	Wiggins, MS 39577	1898096
5. Celebration Fireworks, Inc	7911 7th Street	Slatinington, PA 18080	1527687
6. CP Transport, LLC	6377 Hwy. 62 NE	Lanesville, IN 47136	3076205
7. Extreme Logistics, LLC	26926 Hardy Run	Boerne, TX 78015	1971328
8. Falcon Fireworks	3411 Courthouse Road	Guyton, GA 31312	1037954
9. Fireworks & Stage FX America	12650 Hwy 67S. Suite B	Lakeside, CA 92040	908304
10. Fireworks by Grucci, Inc	20 Pinehurst Drive	Bellport, NY 11713	324490
11. Aluminum King Mfg., Ltd. dba Flashing Thunder Fireworks.	700 E Van Buren Street	Mitchell, IA 50461	420413
12. Great Lakes Fireworks	24805 Marine	Eastpointe, MI 48021	1011216
13. Hamburg Fireworks Display, Inc	2240 Horns Mill SE	Lancaster, OH	395079
14. *Hawaii Explosives & Pyrotechnics, Inc	PO Box 1244	Keaau, HI 96749	1375918
15. Herbie's Famous Fireworks	1406 Cherokee Falls Rd	Blacksburg, SC 29702	0112743
16. J&J Computing dba Fireworks Extravaganza	174 Route 17 North	Rochelle Park, NJ 07662	2064141
17. J&M Displays, Inc	18064 170th Ave	Yarmouth, IA 52660	377461
18. *JPI Pyrotechnics LLC	10 Bartlett St	Allenstown, NH 03275	2783896
19. Johnny Rockets Fireworks Display Company	3240 Love Rock	Steger, IL 60475	1263181
20. Las Vegas Display Fireworks, Inc	4325 West Reno Ave	Las Vegas, NV 89118	3060878
21. Legion Fireworks Co., Inc	10 Legion Lane	Wappingers Falls, NY 12590	554391
22. Magic in the Sky, LLC	27002 Campbellton Road	San Antonio, TX 78264	2134163
23. Miand Inc. dba Planet Productions (Mad Bomber)	PO Box 294, 3999 Hupp Road R31	Kingsbury, IN 46345	777176
24. Pyro Productions Inc	2083 Helms Road	Rehobeth, AL 36301	3723192
25. Pyro Shows, East Coast	4652 Catawba River Road	Catawba, SC 29704, 12SSCSC222 9729704 LaFollette, TN 37766.	3709087
26. Pyro Shows of Alabama, Inc	3325 Poplar Lane	Adamsville, AL 35005	2859710
27. Pyro Shows of Texas, Inc	6601 9 Mile Azle Rd	Fort Worth, TX 76135	2432196
28. Pyro Spectaculars, Inc	3196 N Locust Ave	Rialto, CA 92376	029329
29. Pyro Spectaculars North, Inc	5301 Lang Avenue	McClellan, CA 95652	1671438
30. Pyrotecnico Fireworks Inc	299 Wilson Rd	New Castle, PA 16105	526749
31. Rainbow Fireworks, Inc	76 Plum Ave	Inman, KS 67546	1139643
32. RES Specialty Pyrotechnics dba RES Pyro	21595 286th St	Belle Plaine, MN 56011	523981
33. RKM Fireworks Company	27383 May St	Edwardsburg, MI 49112	1273436
34. Rozzi's Famous Fireworks, Inc	118 Karl Brown Way	Loveland, OH 45140	0483686
35. Santore's World Famous Fireworks, LLC	846 Stillwater Bridge Road	Schaghticoke, NY 12154	2574135
36. Southern Sky Fireworks, LLC	6181 Denham Rd	Sycamore, GA 31790-2603	3168056
37. Spielbauer Fireworks Co, Inc	1976 Lane Road	Green Bay, WI 54311	046479
38. Special FX Wizard, Inc	Box 266	Mastick Beach, NY 11951	3442905
39. Starfire Corporation	682 Cole Road	Carrolltown, PA 15722	554645
40. Vermont Fireworks Co., dba Northstar Fireworks Co., Inc	2235 Vermont Route 14 South	East Montpelier, VT 05651	310632
41. Western Display Fireworks, Ltd	10946 S. New Era Rd	Canby, OR 97013	498941
42. Wolverine Fireworks Display, Inc	205 W Seidlers	Kawkawlin, MI	376857
43. Young Explosives Corp	2165 New Michigan Rd	Canandaigua, NY 14618	450304
Zambelli Fireworks MFG, Co., Inc	120 Marshall Drive	Warrendale, PA 15086	033167