

v. *Arte Publico Press*, 59 F.3d 539, 548 (5th Cir. 1995), the University of Houston petitioned for certiorari. The Supreme Court remanded the case for reconsideration in light of its decision in *Seminole Tribe*. See *University of Houston v. Chavez*, 517 U.S. 1184 (1996). On remand, the Circuit panel majority concluded that Congress could not condition a state's activities that are regulable by Federal law upon their "implied consent" to be sued in Federal court, 157 F.3d 282, 287 (5th Cir. 1998), and that Congress could not use the Fourteenth Amendment to enforce the copyright and trademark laws, 157 F.3d at 287, 290. The *Florida Prepaid* decisions prompted the Circuit to return the case once again to the original panel for further consideration. Last month, that court decided that the University of Houston enjoyed sovereign immunity against suit in Federal court for copyright violations. *Chavez v. Arte Publico Press*, No. 93-2881, 2000 U.S. App. LEXIS 2490 (5th Cir. Feb. 18, 2000).

The final disposition of the *Chavez* case was in keeping with another Fifth Circuit panel's earlier conclusion that the State of Texas could raise sovereign immunity against a claim of copyright infringement by an artist who believes his work was infringed by the design of a Texas license plate, *Rodriguez v. Texas Commission on the Arts*, 53 U.S.P.Q.2d 1383 (5th Cir. 2000). In *Rodriguez*, the Circuit panel concluded that the rationale of *Florida Prepaid* applied squarely to copyright law and that the Copyright Clarification Act of 1994 (17 U.S.C. § 511) did not validly abrogate Texas' sovereign immunity against suits for copyright infringement. 53 U.S.P.Q.2d at 1384. Together, all of these cases create uncertainty for the uniformity and consistency of the United States intellectual property system and could raise substantial concerns for our international obligations in the field of intellectual property.

To address the issues raised by these cases, the USPTO has asked several Constitutional and intellectual property scholars to serve as panelists for a March 31 conference. The conference will also include state officials. Panelists for the March 31 conference will likely include the following individuals: Preeti Bansal (Solicitor-General of New York), Erwin Chemerinsky (University of Southern California Law School), Dan Farber (University of Minnesota Law School), Jane Ginsburg (Columbia Law School), Marci Hamilton (Cardozo Law School), John Jeffries (University of Virginia Law School), Mark Lemley (Boalt Law

School, Berkeley), Daniel Meltzer (Harvard Law School), Daniel Schweitzer (National Association of Attorneys-General), Eugene Volokh (UCLA Law School), and Ernie Young (University of Texas Law School). (Institutions and affiliations are listed for identification purposes only.) Other panelists are also being considered at this time.

The March 31 conference is intended to allow the panelists to engage in a broad discussion of all the issues raised by the *Florida Prepaid* cases. Conference attendees may provide their individual views, observations, proposals, and reports, both during and for a two week period after the conference. All such materials received by PTO will be made available to the public. PTO anticipates integrating the work of individual panelists into a final report from the conference, which will also be made available to the public.

The USPTO anticipates that there will be several morning and afternoon sessions, each devoted to specific issues, including, but not limited to: (1) The *Ex parte Young* doctrine as it applies to intellectual property cases; (2) Possible legislative approaches to abrogate Eleventh Amendment state sovereign immunity in intellectual property cases; (3) Possible systems for state waiver of Eleventh Amendment immunity, including those which couple waiver to participation in the Federal intellectual property system and/or full participation in specified spending programs of the Federal Government; (4) The adequacy of remedies in state courts for private intellectual property owners; and (5) The possible effects of the *Florida Prepaid* decisions on the United States' international obligations in the field of intellectual property. Some of these sessions may provide an opportunity for questions and answers with conference panelists.

Dated: February 24, 2000.

Q. Todd Dickinson,

Assistant Secretary of Commerce and Commissioner of Patents and Trademarks.
[FR Doc. 00-5511 Filed 3-6-00; 8:45 am]

BILLING CODE 3510-16-U

COMMODITY FUTURES TRADING COMMISSION

Notice of Meeting

Agency Holding the Meeting: Commodity Futures Trading Commission.

Time and Date: 11:30 a.m., Friday, March 10, 2000.

Place: 1155 21st St., NW, Washington, DC, 9th Floor Conference Room.

Status: Closed.

Matters to be Considered: Rule Enforcement Review.

Contact Person for More Information: Jean A. Webb, 202-418-5100.

Jean A. Webb,

Secretary of the Commission.

[FR Doc. 00-5590 Filed 3-3-00; 11:36 am]

BILLING CODE 6351-01-M

COMMODITY FUTURES TRADING COMMISSION

Notice of Meeting

Agency Holding the Meeting: Commodity Futures Trading Commission.

Time and Date: 10 a.m., Wednesday, March 29, 2000.

Place: 1155 21st St., N.W., Washington, D.C., Lobby Level Hearing Room.

Status: Open.

Matters to be Considered: Public Hearing on the Proposed Revision of the Commission's Procedure for the Review of Contract Market Rules.

Contact Person for More Information: Jean A. Webb, 202-418-5100.

Jean A. Webb,

Secretary of the Commission.

[FR Doc. 00-5591 Filed 3-3-00; 8:45 am]

BILLING CODE 6351-01-M

DEPARTMENT OF EDUCATION

Notice of Proposed Information Collection Requests

AGENCY: Department of Education.

ACTION: Notice of proposed information collection requests.

SUMMARY: The Leader, Information Management Group, Office of the Chief Information Officer, invites comments on the proposed information collection requests as required by the Paperwork Reduction Act of 1995. On February 28, 2000 an emergency notice was published incorrectly. Comments should have been solicited for the information collection, "Criteria for Distribution of the \$134 million FY2000 Appropriation for School Improvement" instead of the "Guidance to SEAs on Procedures for Adjusting ED-Determined Title I Allocations to Local Educational Agencies (LEAs)." In addition, the notice should have stated that a regular collection was being processed as well. Therefore, this notice acts as the regular notice.

DATES: Interested persons are invited to submit comments on or before May 8, 2000.

SUPPLEMENTARY INFORMATION: Section 3506 of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35) requires that the Office of Management and Budget (OMB) provide interested Federal agencies and the public an early opportunity to comment on information collection requests. OMB may amend or waive the requirement for public consultation to the extent that public participation in the approval process would defeat the purpose of the information collection, violate State or Federal law, or substantially interfere with any agency's ability to perform its statutory obligations. The Leader, Information Management Group, Office of the Chief Information Officer, publishes that notice containing proposed information collection requests prior to submission of these requests to OMB. Each proposed information collection, grouped by office, contains the following: (1) Type of review requested, e.g. new, revision, extension, existing or reinstatement; (2) Title; (3) Summary of the collection; (4) Description of the need for, and proposed use of, the information; (5) Respondents and frequency of collection; and (6) Reporting and/or Recordkeeping burden. OMB invites public comment.

The Department of Education is especially interested in public comment addressing the following issues: (1) Is this collection necessary to the proper functions of the Department; (2) Will this information be processed and used in a timely manner; (3) Is the estimate of burden accurate; (4) How might the Department enhance the quality, utility, and clarity of the information to be collected; and (5) how might the Department minimize the burden of this collection on the respondents, including through the use of information technology.

Dated: March 2, 2000.

William Burrow,

*Leader, Information Management Group,
Office of the Chief Information Officer.*

Office of Elementary and Secondary Education

Type of Review: Extension.

Title: Criteria for Distribution of the \$134 million FY2000 Appropriation for School Improvement.

Frequency: Annually.

Affected Public: State, local or Tribal Government, SEAs or LEAs.

Reporting and Recordkeeping Hour Burden:

Responses: 52.

Burden Hours: 1,248.

Abstract: To receive funds provided for school improvement in the FY2000 appropriation, a State must amend its State Title I plan to include (1) criteria showing which of the LEAs will receive funds; (2) criteria for determining how much each LEA will receive; and (3) measures to assure that recipients of funds implement public school choice consistent with the statute.

Requests for copies of the proposed information collection request may be accessed from <http://edicsweb.ed.gov>, or should be addressed to Vivian Reese, Department of Education, 400 Maryland Avenue, S.W., Room 5624, Regional Office Building 3, Washington, D.C. 20202-4651. Requests may also be electronically mailed to the internet address OCIO_XIMG_XIssues@ed.gov or faxed to 202-708-9346. Please specify the complete title of the information collection when making your request.

Written comments or questions regarding burden and/or the collection activity requirements should be directed to Kathy Axt at (202) 708-9346 (fax). Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

[FR Doc. 00-5497 Filed 3-6-00; 8:45 am]

BILLING CODE 4000-01-U

DEPARTMENT OF EDUCATION

President's Advisory Commission on Educational Excellence for Hispanic Americans; Meeting

AGENCY: President's Advisory Commission on Educational Excellence for Hispanic Americans, Department of Education.

ACTION: Notice of meeting.

SUMMARY: This notice sets forth the schedule and proposed agenda of a forthcoming meeting of the President's Advisory Commission on Educational Excellence for Hispanic Americans (Commission). Notice of this meeting is required under Section 10(a)(2) of the Federal Advisory Committee Act in order to notify the public of their opportunity to attend. The public is not receiving a 15 day notice of the meeting because of delays in finalizing meeting logistics.

DATES AND TIMES: Thursday, March 9, from 1-5 pm; Friday, March 10, from 9-4 pm.

ADDRESSES: U.S. Department of Labor, 200 Constitution Ave, NW, Washington, DC.

FOR MORE INFORMATION CONTACT:

Richard Toscano, Special Assistant for Interagency Affairs, at 202-401-1411 (telephone), 202-401-8377 (FAX), richard_toscano@ed.gov (e-mail) or mail: U.S. Department of Education, 400 Maryland S.W., room 5E110; Washington, D.C. 20202-3601.

SUMMARY INFORMATION: The Commission was established under Executive Order 12900 (February 22, 1994) to provide the President and the Secretary of Education with advice on (1) the progress of Hispanic Americans toward achievement of the National Goals and other standards of educational accomplishment; (2) the development, monitoring, and education for Hispanic Americans; (3) ways to increase, State, county, private sector and community involvement in improving education; and (4) ways to expand and complement Federal education initiatives.

At the March meeting, the Commission will discuss current and future activities. Specifically, the Commission will focus on ways to institutionalize its work, including ongoing efforts to bring more awareness about federal programs and activities that are assisting Latinos. Individuals who will need accommodations for a disability in order to attend the meeting (i.e., interpreting services, assistive, listening devices, materials in alternative format) should notify Richard Toscano, at (202) 401-2147, by no later than March 7. We will attempt to meet requests after this date, but cannot guarantee availability of the requested accommodation. The meeting site is accessible to individuals with disabilities.

The Commission's Sub-Committee on Higher Education will also hold a press briefing on the issue of Latinos in Higher Education on March 9 from 10:00am-12:00pm at the National Press Club.

Records of all Commission proceedings are available for public inspection at the White House Initiative, U.S. Department of Education, 400 Maryland Ave., S.W., Room 5E110, Washington, D.C. 20202 from 9 a.m. to 5 p.m. (est).

Dated: February 29, 2000.

G. Mario Moreno,

Assistant Secretary, Office of Intergovernmental and Interagency Affairs.

[FR Doc. 00-5437 Filed 3-6-00; 8:45 am]

BILLING CODE 4000-01-M