

to a penalty for failure to comply with, a collection of information subject to the requirements of the PRA unless that collection of information displays a currently valid OMB control number.

Executive Order 12866

This notice has been determined to be not significant for purposes of Executive Order 12866.

Executive Order 13132 (Federalism)

It has been determined that this notice does not contain policies with Federalism implications as that term is defined in Executive Order 13132.

Administrative Procedure Act/ Regulatory Flexibility Act

Prior notice and an opportunity for public comment are not required by the Administrative Procedure Act or any other law for rules concerning public property, loans, grants, benefits, and contracts (5 U.S.C. 553(a)(2)). Because notice and opportunity for comment are not required pursuant to 5 U.S.C. 553 or any other law, the analytical requirements for the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) are inapplicable. Therefore, a regulatory flexibility analysis has not been prepared.

Dated: August 23, 2004.

Rebecca Lent,

*Deputy Assistant Administrator for
Regulatory Programs, National Marine
Fisheries Service.*

[FR Doc. 04-19559 Filed 8-25-04; 8:45 am]

BILLING CODE 3510-22-S

DEPARTMENT OF EDUCATION

Submission for OMB Review; Comment Request

AGENCY: Department of Education.

SUMMARY: The Leader, Regulatory Information Management Group, Office of the Chief Information Officer invites comments on the submission for OMB review as required by the Paperwork Reduction Act of 1995.

DATES: Interested persons are invited to submit comments on or before September 27, 2004.

ADDRESSES: Written comments should be addressed to the Office of Information and Regulatory Affairs, Attention: Carolyn Lovett, Desk Officer, Department of Education, Office of Management and Budget, 725 17th Street, NW., Room 10235, New Executive Office Building, Washington, DC 20503 or faxed to (202) 395-6974.

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, Regulatory 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.

Office of Elementary and Secondary Education

Type of Review: Revision.

Title: Consolidated State Performance Report.

Frequency: Annually.

Affected Public: State, Local, or Tribal Gov't, SEAs or LEAs.

Reporting and Recordkeeping Hour Burden:

Responses: 14,452.

Burden Hours: 61,449.

Abstract: This information collection package contains the Consolidated State Performance Report (CSPR). It collects data that is required under section 1111 of the No Child Left Behind Act (NCLB) which mandates the requirements for the Secretary's report to Congress and information necessary for the Secretary to report on the Department's Government Performance and Results Act (GPRA) indicators.

Requests for copies of the submission for OMB review; comment request may be accessed from <http://edicsweb.ed.gov>, by selecting the "Browse Pending Collections" link and by clicking on link number 2605. When you access the information collection, click on "Download Attachments" to view. Written requests for information should be addressed to U.S. Department of Education, 400 Maryland Avenue, SW., Potomac Center, 9th Floor, Washington, DC 20202-4700. Requests may also be electronically mailed to the

Internet address OCIO_RIMG@ed.gov or faxed to 202-245-6621. Please specify the complete title of the information collection when making your request.

Comments regarding burden and/or the collection activity requirements should be directed to Kathy Axt at her e-mail address Kathy.Axt@ed.gov. Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

Dated: August 23, 2004.

Angela C. Arrington,

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

[FR Doc. E4-1932 Filed 8-25-04; 8:45 am]

BILLING CODE 4000-01-P

DEPARTMENT OF EDUCATION

AGENCY: Office of Special Education Programs, Office of Special Education and Rehabilitative Services, Department of Education.

ACTION: Notice of final extension of project period and waiver for the Center for Students With Disabilities Involved With and at Risk of Involvement With the Juvenile Justice System.

SUMMARY: The Secretary waives the requirements in the Education Department General Administrative Regulations (EDGAR) in 34 CFR 75.250 and 75.261(a), that generally prohibit project periods exceeding five years and extensions of project periods involving the obligation of additional Federal funds. This final extension of project period and waiver will enable the currently funded Center for Students With Disabilities Involved With and at Risk of Involvement With the Juvenile Justice System to receive funding from August 31, 2004 until August 31, 2005.

DATES: This notice is effective August 26, 2004.

FOR FURTHER INFORMATION CONTACT:

Renee Bradley, U.S. Department of Education, 400 Maryland Avenue, SW., room 4105, Potomac Center Plaza, Washington, DC 20202-2641. Telephone: (202) 245-7277 or via Internet: renee.bradley@ed.gov

If you use a telecommunications device for the deaf (TDD), you may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

Individuals with disabilities may obtain this document in an alternative format (*e.g.*, Braille, large print, audiotape, or computer diskette) on request to the contact person listed under **FOR FURTHER INFORMATION CONTACT**.

SUPPLEMENTARY INFORMATION: On July 28, 2004, we published a notice in the **Federal Register** (69 FR 45023) proposing an extension of project period and waiver in order to—

(1) Enable the Secretary to provide additional funds to the currently funded center for an additional 12-month period until August 30, 2005; and

(2) Request comments on the proposed extension and waiver.

There are no differences between the notice of proposed extension of project period and waiver and this notice of final extension of project period and waiver.

Public Comment

In the notice of proposed extension of project period and waiver, we invited comments. Eleven parties submitted comments in agreement with the proposal to extend the grant period of the current grantee. We did not receive any comments opposing the proposed extension of project period and waiver. Generally, we do not address technical and other minor changes, as well as suggested changes the law does not authorize us to make. Moreover, we do not address comments that do not express views on the substance of the notice of proposed extension of project period and waiver.

Waiver of Delayed Effective Date

The Administrative Procedure Act requires that a substantive rule shall be published at least 30 days before its effective date, except as otherwise provided for good cause (20 U.S.C. 553(d)(3)). During the 15-day public comment period on the notice of proposed extension of project period and waiver, eleven parties submitted comments in support of the proposed extension and waiver. There were no objections received on the proposed extension and waiver, and therefore, no substantive changes have been made. For this reason, and in order to make a timely continuation grant to the entity affected, the Secretary has determined that a delayed effective date is not required.

Background: On March 3, 1999, the Department published a notice in the **Federal Register** (64 FR 10352) inviting applications for a new award for a Center for Students With Disabilities Involved With and at Risk of Involvement With the Juvenile Justice System (Center) for fiscal year (FY) 1999. Based on that notice, the Department made one award for a period of 60 months to the University of Maryland to establish and operate the Center to provide guidance and assistance to States, schools, justice

programs, families, and communities in designing, implementing, and evaluating comprehensive educational programs, based on research validated practices, for students with disabilities at risk of involvement or involved in the juvenile justice system. The Center focuses on three broad areas: (1) Prevention programs, (2) educational programs, and (3) reintegration or transition programs. The Center addresses these three areas through research, training, and technical assistance and dissemination. The Department is seeking additional support for a competition to be held in FY 2005, which would continue the work of the Center. However, the current grant period for the Center ends on August 31, 2004.

In order to ensure that the work of the Center will continue until a new award can be made, the Secretary waives 34 CFR 75.250 and 75.261(a) and issues a continuation award to the existing grantee for an additional twelve-month period.

The Center will continue dissemination and technical assistance activities including:

(a) Preparation and dissemination of information materials designed to increase awareness of and use of research validated practices to a variety of audiences (*e.g.*, educators, justice personnel, mental health personnel, judges, policymakers, families, and other service providers).

(b) Providing for information exchanges between researchers and practitioners who direct model programs and those seeking to design or implement model programs.

The Center will continue training activities including:

Funding at least three graduate students who have concentrations in special education or criminal justice to work as project research assistants for the Center. These students will assist with project facilitation and the Center's research and evaluation of programs.

The Center will also complete additional research activities as appropriate.

Regulatory Flexibility Act Certification

The Secretary certifies that the extension of the project period and waiver will not have a significant economic impact on a substantial number of small entities. The only entity that would be affected is the Center for Students With Disabilities Involved With and at Risk of Involvement With the Juvenile Justice System.

Paperwork Reduction Act of 1995

This extension of project period and waiver does not contain any information collection requirements.

Intergovernmental Review

This program is not subject to the requirements of Executive Order 12372 and the regulations in 34 CFR part 79.

Electronic Access to This Document: You may view this document, as well as all other documents of this Department published in the **Federal Register**, in text or Adobe Portable Document Format (PDF) on the Internet at the following site: <http://www.ed.gov/news/fedregister>.

To use PDF you must have Adobe Acrobat Reader, which is available free at this site. If you have questions about using PDF, call the U.S. Government Printing Office (GPO), toll free, at 1-888-293-6498; or in the Washington, DC area at (202) 512-1530.

Note: The official version of this document is the document published in the **Federal Register**. Free Internet access to the official edition of the **Federal Register** and the Code of Federal Regulations is available on GPO Access at: <http://www.gpoaccess.gov/nara/index.html>.

Dated: August 23, 2004.

Troy R. Justesen,

Acting Deputy Assistant, Secretary for Special Education and Rehabilitative Services.

[FR Doc. E4-1949 Filed 8-25-04; 8:45 am]

BILLING CODE 4000-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. IC04-542-000; FERC-542]

Commission Information Collection Activities, Proposed Collection; Comment Request; Extension

August 20, 2004.

AGENCY: Federal Energy Regulatory Commission, DOE.

ACTION: Notice.

SUMMARY: In compliance with the requirements of Section 3506(c) (2) (a) of the Paperwork Reduction Act of 1995 (Pub. L. 104-13), the Federal Energy Regulatory Commission (Commission) is soliciting public comment on the specific aspects of the information collection described below.

DATES: Comments on the collection of information are due by October 18, 2004.

ADDRESSES: Copies of the proposed collection of information can be