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**Program Authority:** 20 U.S.C. 1125.

Dated: April 17, 2003.

**Sally L. Stroup,**

*Assistant Secretary, Office of Postsecondary Education.*

[FR Doc. 03-9882 Filed 4-21-03; 8:45 am]

**BILLING CODE 4000-01-P**

## DEPARTMENT OF EDUCATION

[CFDA No. 84.345A]

### Office of Postsecondary Education— Underground Railroad Educational and Cultural Program; Notice Inviting Applications for Grants for New Awards for Fiscal Year (FY) 2003

*Purpose of Program:* The Underground Railroad Educational and Cultural program will provide grants to nonprofit educational organizations that are established to research, display, interpret, and collect artifacts relating to the history of the Underground Railroad.

*Eligible Applicants:* Nonprofit educational organizations that are established to research, display, interpret, and collect artifacts relating to the history of the Underground Railroad.

*Applications Available:* April 22, 2003.

*Deadline for Transmittal of*

*Applications:* June 2, 2003.

*Deadline for Intergovernmental*

*Review:* August 1, 2003.

*Available Funds:* \$2,235,375.

*Estimated Range of Awards:* \$100,000 to \$750,000.

*Estimated Average Size of Awards:* \$500,000.

*Estimated Number of Awards:* 2-4.

**Note:** The Department is not bound by any estimates in this notice.

*Project Period:* Up to 36 months.

*Applicable Statute and Regulations:* (a) The Education Department General Administrative Regulations (EDGAR) in 34 CFR parts 74, 75, 77, 79, 80, 82, 85, 86, 97, 98 and 99 and

(b) Other activities as required by section 841 of the Higher Education Amendments of 1998, Public Law 105-244, 20 U.S.C 1153.

*Special Requirements:* Each nonprofit educational organization awarded a grant under this program must enter into an agreement with the Department. Each agreement must require the organization—

(1) To establish a facility to house, display, and interpret the artifacts related to the history of the Underground Railroad, and to make the interpretive efforts available to institutions of higher education that award a baccalaureate or graduate degree;

(2) To demonstrate substantial private support for the facility through the implementation of a public-private partnership between a State or local public entity and a private entity for the support of the facility. The private entity must provide matching funds for the support of the facility in an amount equal to 4 times the amount of the contribution of the State or local public entity, except that not more than 20 percent of the matching funds may be provided by the Federal Government;

(3) To create an endowment to fund any and all shortfalls in the costs of the on-going operations of the facility;

(4) To establish a network of satellite centers throughout the United States to help disseminate information regarding the Underground Railroad throughout the United States, if these satellite centers raise 80 percent of the funds required to establish the satellite centers from non-Federal public and private sources;

(5) To establish the capability to electronically link the facility with other local and regional facilities that have collections and programs that interpret the history of the Underground Railroad; and

(6) To submit, for each fiscal year for which the organization receives funding under this program, a report to the Department that contains—

(a) A description of the programs and activities supported by the funding;

(b) The audited financial statement of the organization for the preceding fiscal year;

(c) A plan for the programs and activities to be supported by the funding, as the Secretary may require; and

(a) An evaluation of the programs and activities supported by the funding, as the Secretary may require.

*For Applications and Further Information Contact:* Jay Donahue, U.S. Department of Education, 6th Floor, 1990 K Street, NW., room 6162,

Washington, DC 20006-8544. Telephone: (202) 502-7507 or via Internet: [Jay.Donahue@ed.gov](mailto:Jay.Donahue@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 a copy of this notice or the application package in an alternative format (e.g., Braille, large print, audiotape, or computer diskette) on request to the contact person listed under *For Applications and Further Information Contact*.

However, the Department is not able to reproduce in an alternative format the standard forms included in the application package.

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**Program Authority:** Section 841 of the Higher Education Amendments of 1998, Pub. L. 105-244, 20 U.S.C. 1153.

Dated: April 16, 2003.

**Sally L. Stroup,**

*Assistant Secretary, Office of Postsecondary Education.*

[FR Doc. 03-9883 Filed 4-21-03; 8:45 am]

**BILLING CODE 4000-01-P**

## DEPARTMENT OF EDUCATION

### Office of Special Education and Rehabilitative Services; List of Correspondence

**AGENCY:** Department of Education.

**ACTION:** List of correspondence from October 1, 2002 through December 31, 2002.

**SUMMARY:** The Secretary is publishing the following list pursuant to section 607(d) of the Individuals with Disabilities Education Act (IDEA). Under section 607(d) of IDEA, the

Secretary is required, on a quarterly basis, to publish in the **Federal Register** a list of correspondence from the Department of Education received by individuals during the previous quarter that describes the interpretations of the Department of Education of IDEA or the regulations that implement IDEA.

**FOR FURTHER INFORMATION CONTACT:**

Melisande Lee or JoLeta Reynolds.  
Telephone: (202) 205-5507.

If you use a telecommunications device for the deaf (TDD), you may call (202) 205-5637 or the Federal Information Relay Service (FIRS) at 1-800-877-8339.

Individuals with disabilities may obtain a copy of this notice in an alternative format (e.g., Braille, large print, audiotape, or computer diskette) on request to Katie Mincey, Director of the Alternate Format Center. Telephone: (202) 205-8113.

**SUPPLEMENTARY INFORMATION:** The following list identifies correspondence from the Department issued from October 1, 2002 through December 31, 2002.

Included on the list are those letters that contain interpretations of the requirements of IDEA and its implementing regulations, as well as letters and other documents that the Department believes will assist the public in understanding the requirements of the law and its regulations. The date and topic addressed by a letter are identified, and summary information is also provided, as appropriate. To protect the privacy interests of the individual or individuals involved, personally identifiable information has been deleted, as appropriate.

**Part B**

*Assistance for Education of All Children With Disabilities, Section 611—Authorization; Allotment; Use of Funds; Authorization of Appropriations*

*Section 619—Preschool Grants*

*Topic Addressed:* Distribution of Funds Provided to the Secretary of the Interior

- Letter dated December 17, 2002 to Washington Department of Social and Health Services Indian Policy Advisory Committee Chair Marilyn M. Scott, clarifying that under current law the State and the Bureau of Indian Affairs each have certain responsibilities regarding the provision of early intervention and special education and related services to Native American children with disabilities residing on reservations.

*Topic Addressed:* Use of funds

- Letter dated November 7, 2002 to Minnesota Department of Education Director of Accountability and Compliance Norena Hale, listing regulations that apply to the use of State set-aside funds under sections 611 and 619 for monitoring.

*Section 612—State Eligibility*

*Topic Addressed:* Free Appropriate Public Education

- Letter dated October 9, 2002 to Beth L. Sims, Esq., clarifying that the IDEA, as amended, and its implementing regulations do not obligate a school district receiving a special education student from another State to accept the evaluation results, eligibility determinations, and individualized education program (IEP) decisions made in another State, but do obligate a local educational agency (LEA) to provide a free appropriate public education (FAPE), in accordance with State education standards, to all eligible students.

*Topic Addressed:* State Educational Agency General Supervisory Authority

- Letter dated October 17, 2002 to Florida Bureau of Instructional Support and Community Services Chief Shan Goff, regarding improvement activities required to address areas of noncompliance in the provision of speech-language services as a related service to children with disabilities, identified during the Office of Special Education Program's monitoring activities.

*Topic Addressed:* Methods of Ensuring Services

- Letter dated November 6, 2002 to South Carolina Department of Education Director of Programs for Exceptional Children Susan D. Durant, regarding requirements to obtain parent consent under Part B of the IDEA and the Family Educational Rights and Privacy Act (FERPA) in order to access Medicaid or public insurance benefits.

*Section 614—Evaluations, Eligibility Determinations, Individualized Education Programs, and Educational Placements*

*Topic Addressed:* Eligibility Determinations

- Letter dated October 9, 2002 to Minneapolis Public Schools Executive Director of Special Education Colleen Baumtrog, regarding requirements for evaluating and identifying children with specific learning disabilities and clarifying that neither the IDEA nor the Part B regulations require the use of

intelligence quotient tests as part of an initial evaluation or a reevaluation.

*Topic Addressed:* Individualized Education Programs

- Letter dated November 21, 2002 to U.S. Congressman Dennis Moore, regarding issues related to the graduation of a student with a disability, including transition planning, transition services, reevaluations and procedural safeguards.

*Section 615—Procedural Safeguards.*

*Topic Addressed:* Independent Educational Evaluations

- Letter dated October 9, 2002 to individual, (personally identifiable information redacted), clarifying that to avoid unreasonable charges for independent educational evaluations (IEEs) a school district may establish maximum allowable charges, but the school district must allow parents the opportunity to demonstrate that unique circumstances justify an IEE that is more expensive; and if the school district disagrees with the parents' justification, it must bring a hearing to demonstrate that the IEE did not meet the agency's cost criteria and that unique circumstances do not justify the higher rate.

*Topic Addressed:* Notice to Parents

- Letter dated October 9, 2002 to NEA Professional Associate for Special Needs Patti Ralabate, clarifying (1) that if an IEP meeting does not result in a proposal or refusal to initiate or change the identification, evaluation, or educational placement of the child or the provision of a FAPE to their child, prior notice is not required, (2) that one method public agencies could use to meet the requirement for reporting the information on IEP goals required by 34 CFR 300.347(a)(7)(ii)(A) and (B) to parents would be to include that information on the periodic report cards that report grading information to all students, and (3) how the language needs of a child with a disability who has limited English proficiency must be addressed in the child's IEP based on the individual needs of the child.

**Part C**

*Infants and Toddlers With Disabilities*

*Section 637—State Application and Assurances*

*Topic Addressed:* Prohibition Against Supplanting

- Letter dated November 12, 2002 to Louisiana Department of Education Assistant Superintendent Rodney Watson, discussing the non-supplanting

requirements for Part C funds and indicating that the total State and local expenditures should be considered, and not just lead agency funds.

*Section 643—Allocation of Funds.*

Topic Addressed: Administration of Part C Funds

- Letter dated November 20, 2002 to New Mexico Department of Health Program Manager Andrew Gomm, clarifying that the Education Department General Administrative Regulations require recipients of IDEA part C Federal grant awards to have a restricted indirect cost rate.

*Other Letters Relevant to the Administration of Idea Programs*

Topic Addressed: Child with a Disability

- Letter dated November 8, 2002 to U.S. Congressman Ken Lucas, regarding the circumstances under which a child with asthma may be eligible under the IDEA or under section 504 of the Rehabilitation Act of 1973 or both.

Topic Addressed: Applicability of Regulations

- Letter dated October 29, 2002 to Dr. Perry A. Zirkel regarding application of the requirements of the IDEA, section 504 of the Rehabilitation Act of 1973, and the Americans with Disabilities Act to overseas schools.

Topic Addressed: Free Appropriate Public Education

- Letter dated October 22, 2002 to Chief State School Officers, regarding implementation of the No Child Left Behind Act and the importance of identifying schools in need of improvement to ensure that every child learns.

Topic Addressed: Procedural Safeguards

- Letter dated November 19, 2002 to Dr. Perry A Zirkel clarifying that neither the IDEA nor its implementing regulations address interlocutory appeals and that whether these appeals are allowed is a State decision subject to the timeline provisions of 34 CFR 300.512.

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(Catalog of Federal Domestic Assistance Number 84.027, Assistance to States for Education of Children with Disabilities)

Dated: April 17, 2003.

**Robert H. Pasternack,**

*Assistant Secretary for Special Education and Rehabilitative Services.*

[FR Doc. 03-9941 Filed 4-21-03; 8:45 am]

**BILLING CODE 4000-01-P**

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Project No. 5044]

**Avondale Mills, Inc.; Notice of Authorization for Continued Project Operation**

April 16, 2003.

On April 2, 2001, Avondale Mills, Inc., licensee for the Sibley Mill Project No. 5044, filed an application for a new or subsequent license pursuant to the Federal Power Act (FPA) and the Commission's regulations thereunder. Project No. 5044 is located on the Augusta Canal in the City of Augusta, Richmond County, Georgia.

The license for Project No. 5044 was issued for a period ending March 31, 2003. Section 15(a)(1) of the FPA, 16 U.S.C. 808(a)(1), requires the Commission, at the expiration of a license term, to issue from year to year an annual license to the then licensee under the terms and conditions of the prior license until a new license is issued, or the project is otherwise disposed of as provided in Section 15 or any other applicable section of the FPA. If the project's prior license waived the applicability of Section 15 of the FPA, then, based on Section 9(b) of the Administrative Procedure Act, 5 U.S.C. 558(c), and as set forth at 18 CFR 16.21(a), if the licensee of such project has filed an application for a subsequent license, the licensee may continue to operate the project in accordance with the terms and conditions of the license after the minor or minor part license expires, until the Commission acts on its application. If the licensee of such a project has not filed an application for a subsequent license, then it may be required, pursuant to 18 CFR 16.21(b), to continue project operations until the

Commission issues someone else a license for the project or otherwise orders disposition of the project.

If the project is subject to Section 15 of the FPA, notice is hereby given that an annual license for Project No. 5044 is issued to Avondale Mills, Inc. for a period effective April 1, 2003, through March 31, 2004, or until the issuance of a new license for the project or other disposition under the FPA, whichever comes first. If issuance of a new license (or other disposition) does not take place on or before April 1, 2004, notice is hereby given that, pursuant to 18 CFR 16.18(c), an annual license under Section 15(a)(1) of the FPA is renewed automatically without further order or notice by the Commission, unless the Commission orders otherwise.

If the project is not subject to Section 15 of the FPA, notice is hereby given that Avondale Mills, Inc. is authorized to continue operation of the Sibley Mill Project No. 5044 until such time as the Commission acts on its application for subsequent license.

**Magalie R. Salas,**  
*Secretary.*

[FR Doc. 03-9899 Filed 4-21-03; 8:45 am]

**BILLING CODE 6717-01-P**

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Docket No. RP96-200-100]

**CenterPoint Energy Gas Transmission Company; Notice of Negotiated Rates**

April 16, 2003.

Take notice that on April 1, 2003, CenterPoint Energy Gas Transmission Company (CEGT) tendered for filing as part of its FERC Gas Tariff, Sixth Revised Volume No. 1, the following tariff sheets to be effective April 1, 2003:

First Revised Sheet No. 859  
First Revised Sheet No. 860  
First Revised Sheet No. 862  
First Revised Sheet No. 864  
First Revised Sheet No. 883  
Original Sheet No. 891

CEGT states that the purpose of this filing is to reflect implementation of a new negotiated rate transaction, and terminated or expired existing negotiated rate transactions.

Any person desiring to be heard or to protest said filing should file a motion to intervene or a protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with Sections 385.314 or 385.211 of the Commission's Rules and Regulations. Protests will be