

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.

Dated: July 21, 2004.

**Jeanne Van Vlandren,**

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

**Office of Special Education and Rehabilitative Services**

*Type of Review:* Revision.

*Title:* Part C of the Individuals with Disabilities Education Act Annual Performance Report.

*Frequency:* Annually.

*Affected Public:* State, Local, or Tribal Gov't, SEAs or LEAs; Federal Government.

*Reporting and Recordkeeping Hour Burden:*

*Responses:* 56.

*Burden Hours:* 1,710.

*Abstract:* States are required to submit a performance report to the Secretary under Section 80.40 of the Education Department General Administrative Regulations. The State Interagency Coordinating Committee is required under Section 641 of Part C of the Individuals with Disabilities Education Act (IDEA) to submit an annual report to the Secretary and the State's Governor on the status of the early intervention program for infants and toddlers with disabilities and their families. This collection serves both of these functions. The Office of Special Education Programs (OSEP) is implementing an integrated, four-part accountability strategy: (1) Verifying the effectiveness and accuracy of States' monitoring, assessment, and data collection systems; (2) attending to States at high risk for compliance, financial, and/or management failure; (3) supporting States in assessing their performance and compliance, and in planning, implementing, and evaluating improvement strategies; and (4) focusing OSEPs' intervention on States with low ranking performance on critical performance indicators. Component 3 of OSEPs' accountability strategy is implemented through this Annual Performance Report. Reporting requirements for States' Self-Assessments, Improvement Plans, and Annual Performance Reports are being combined in this Part C Annual Performance Report.

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 2574. 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](mailto: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 Sheila Carey at her e-mail address [Sheila.Carey@ed.gov](mailto:Sheila.Carey@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.

[FR Doc. 04-16928 Filed 7-23-04; 8:45 am]

**BILLING CODE 4000-01-P**

**DEPARTMENT OF EDUCATION**

**Submission for OMB Review; Comment Request**

**AGENCY:** Department of Education.

**SUMMARY:** The Acting 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 August 25, 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 Acting

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.

Dated: July 21, 2004.

**Jeanne Van Vlandren,**

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

**Federal Student Aid**

*Type of Review:* Revision.

*Title:* Student Aid Report (SAR).

*Frequency:* Annually.

*Affected Public:* Individuals or household.

*Reporting and Recordkeeping Hour Burden:*

*Responses:* 20,675,546.

*Burden Hours:* 4,486,234.

*Abstract:* The Student Aid Report (SAR) is used to notify all applicants of their eligibility to receive Federal student aid for postsecondary education. The form is submitted by the applicant to the institution of their choice.

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 2542. 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](mailto: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 Joseph Schubart at his e-mail address [Joe.Schubart@ed.gov](mailto:Joe.Schubart@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.

[FR Doc. 04-16929 Filed 7-23-04; 8:45 am]

BILLING CODE 4000-01-P

## DEPARTMENT OF EDUCATION

### Privacy Act of 1974; System of Records

**AGENCY:** Department of Education.

**ACTION:** Notice of a new system of records.

**SUMMARY:** In accordance with the Privacy Act of 1974, as amended (Privacy Act), the Department of Education (Department) publishes this notice of a new system of records for the Return of Title IV Funds on the Web (R2T4OTW). R2T4OTW is a web-based product the Department provides for institutions to calculate the earned and unearned portions of student aid distributed under Title IV of the Higher Education Act of 1965, as amended (HEA), when a student withdraws from a postsecondary institution without completing the period for which funds were awarded.

**DATES:** The Department seeks comments on the new system of records described in this notice, in accordance with the requirements of the Privacy Act. We must receive your comments on or before August 25, 2004.

The Department filed a report describing the new system of records covered by this notice with the Chair of the Senate Committee on Governmental Affairs, the Chair of the House Committee on Government Reform, and the Administrator of the Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), on July 21, 2004. This new system of records will become effective on the later of the two following dates—(1) The expiration of the 40-day period for OMB review on August 30, 2004, or the expiration of a 30-day OMB review period on August 23, 2004 if OMB grants the Department's request for a 10-day waiver of the review period; or (2) August 25, 2004, unless the system of records requires changes as a result of public comment or OMB review. The Department will publish any changes resulting from public comment or OMB review.

**ADDRESSES:** Address all comments about this new system of records to Marya Dennis, Management and Program Analyst, Application Processing Division, Students Channel, Federal Student Aid, U.S. Department of Education, 830 First Street, NE., UCP room 3111, Washington, DC 20202—

5454. If you prefer to send your comments through the Internet, use the following address: *comments@ed.gov*.

You must include the term "Return of Title IV Funds on the Web" in the subject line of your electronic message.

During and after the comment period, you may inspect all public comments about this notice in room 31F2, Union Center Plaza, 830 First Street, NE., Washington, DC, 20202-5454 between the hours of 8 a.m. and 4:30 p.m., Eastern time, Monday through Friday of each week except Federal holidays.

#### *Assistance to Individuals With Disabilities in Reviewing the Rulemaking Record*

On request, we will supply an appropriate aid, such as a reader or print magnifier, to an individual with a disability who needs assistance to review the comments or other documents in the public rulemaking record for this notice. If you want to schedule an appointment for this type of aid, please contact the person listed under **FOR FURTHER INFORMATION CONTACT**.

#### **FOR FURTHER INFORMATION CONTACT:**

Marya Dennis. Telephone: (202) 377-3385. 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 in the preceding paragraph.

#### **SUPPLEMENTARY INFORMATION:**

##### **Introduction**

The Privacy Act (5 U.S.C. 552a) requires the Department to publish in the **Federal Register** this notice of a new system of records. The Department's regulations implementing the Privacy Act are contained in part 5b of title 34 of the Code of Federal Regulations (CFR).

The Privacy Act applies to information about an individual that is maintained in a system of records from which information is retrieved by a unique identifier associated with the individual, such as a name or social security number (SSN). The information about the individual is called a "record" and the system, whether manual or computer-based, is called a "system of records." The Privacy Act requires agencies to publish a notice of a new system of records in the **Federal Register** and to prepare a report to OMB whenever the agency publishes a new system of records or makes a significant

change to an established system of records. Each agency is also required to send copies to the Chair of the Senate Committee on Governmental Affairs and the Chair of the House Committee on Government Reform. These reports are intended to permit an evaluation of the probable or potential effect of the proposal on the privacy rights of individuals.

The records for the system described in this notice are created by a web-based product the Department provides for institutions to calculate the earned and unearned portions of student aid distributed under Title IV of the Higher Education Act of 1965, as amended (HEA), when a student withdraws from a postsecondary institution before completing the period for which the funds were awarded. The institution collects and enters the required data into the web-based product, and the product calculates the earned and unearned amounts of Title IV aid, and the amounts that must be returned to the Title IV programs by the student and the school. When applicable, the product also determines the amount of additional funds the student must be offered as a post-withdrawal disbursement. The institution may also use this information to provide required notifications to the Title IV recipient and to track the recipient's responses as provided under section 484B of the HEA (20 U.S.C. 1091b) and the implementing regulations in 34 CFR 668.22. In addition to the calculation, the institution may choose to generate a variety of useful reports. These reports include a listing of all students who have withdrawn from the institution; a report of students to be notified by the institution on the results of the Return of Title IV Funds (R2T4) calculation; a report of the students who owe a Title IV grant overpayment and whether the student has taken positive action to establish repayment; a report of the students for which the institution has responsibility to repay Title IV funds to the programs; a report on post-withdrawal disbursements that the institution must offer to the Title IV recipient; and a report on students who owe a Title IV grant overpayment that the institution must refer to the Department. These reports are only available to the institutional users that input the data and that access the reports using their unique log-in codes and passwords. The information described in this system of records is not linked to any other Department, Federal, State, lender or guarantee agency systems.

This system includes records on students for whom Title IV funds were