



# Federal Register

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**Monday,  
June 28, 2004**

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**Part VI**

**Department of  
Education**

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**Semiannual Regulatory Agenda**

DEPARTMENT OF EDUCATION (ED)

DEPARTMENT OF EDUCATION

Office of the Secretary

34 CFR Subtitles A and B

Unified Agenda of Federal Regulatory and Deregulatory Actions

AGENCY: Office of the Secretary, Education.

ACTION: Semiannual regulatory agenda.

**SUMMARY:** The Secretary of Education publishes a semiannual agenda of Federal regulations. The agenda is issued under the authority of section 4(b) of Executive Order 12866 "Regulatory Planning and Review." The purpose of the agenda is to encourage more effective public participation in the regulatory process by providing the public with early information about pending regulatory activities.

**FOR FURTHER INFORMATION CONTACT:** Questions or comments related to specific regulations listed in this agenda should be directed to the agency contact listed for the regulations. Questions or comments related to preparation of this agenda should be directed to Stanley M. Cohen, Division of Regulatory Services, Office of the General Counsel, Department of Education, Room 6E117, FB-6, 400 Maryland Avenue SW., Washington, DC 20202-2241; telephone: (202) 401-8300. Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

**SUPPLEMENTARY INFORMATION:** Section 4(b) of Executive Order 12866, dated September 30, 1993, requires the Department of Education (ED) to publish, at a time and in a manner specified by the Administrator of the Office of Information and Regulatory Affairs, Office of Management and Budget, an agenda of all regulations under development or review. The

Regulatory Flexibility Act, 5 U.S.C. 602(a), requires ED to publish, in October and April of each year, a regulatory flexibility agenda.

The regulatory flexibility agenda may be combined with any other agenda that satisfies the statutory requirements (5 U.S.C. 605(a)). In compliance with the Executive order and the Regulatory Flexibility Act, the Secretary publishes this agenda.

For each set of regulations listed, the agenda provides the title of the document, the type of document, a citation to any rulemaking or other action taken since publication of the most recent agenda, and planned dates of future rulemaking. In addition, the agenda provides the following information:

- An abstract that includes a description of the problem to be addressed, any principal alternatives being considered, and potential costs and benefits of the action.
- An indication of whether the planned action is likely to have significant economic impact on a substantial number of small entities as defined by the Regulatory Flexibility Act (5 U.S.C. 601(6)).
- A reference to where a reader can find the current regulations in the Code of Federal Regulations.
- A citation of legal authority.
- The name, address, and telephone number of the contact person at ED from whom a reader can obtain additional information regarding the planned action.

In accordance with ED's Principles for Regulating listed in its regulatory plan (68 FR 72465, published December 22, 2003), ED is committed to regulation that improves the quality and equality of services to its customers, learners of all ages. ED will regulate only when absolutely necessary and then in the most flexible, most equitable, least burdensome way possible.

Interested members of the public are invited to comment on any of the items listed in this agenda that they believe are not consistent with the Principles for Regulating. Members of the public are also invited to comment on the regulation listed in this agenda that is designated for periodic review under the Regulatory Flexibility Act (5 U.S.C. 610).

This publication in the **Federal Register** does not impose any binding obligation on ED with regard to any specific item in the agenda. ED may elect not to pursue any of the regulatory actions listed here, and regulatory action in addition to the items listed is not precluded. Dates of future regulatory actions are subject to revision in subsequent agendas.

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**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:** May 27, 2004.  
**Brian W. Jones,**  
*General Counsel.*

Office of Management—Completed Actions

Sequence Number	Title	Regulation Identifier Number
735	Student Rights in Research, Experimental Programs, and Testing .....	1880-AA66

## ED

## Office of the Chief Financial Officer—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
736	Direct Grant Programs—E-Application Regulations .....	1890-AA09
737	Federal Policy for the Protection of Human Subjects, Technical Amendment .....	1890-AA12

## Office of the Chief Financial Officer—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
738	Protection of Human Subjects (Classified Research) .....	1890-AA08

## Office of the Chief Financial Officer—Completed Actions

Sequence Number	Title	Regulation Identifier Number
739	Participation in Education Department Programs by Religious Organizations; Providing for Equal Treatment of All Education Department Program Participants .....	1890-AA11

## Office for Civil Rights—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
740	Boy Scouts of America Equal Access Act .....	1870-AA12

## Office for Civil Rights—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
741	Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance	1870-AA11

## Office of Elementary and Secondary Education—Completed Actions

Sequence Number	Title	Regulation Identifier Number
742	Title I—Improving the Academic Achievement of the Disadvantaged .....	1810-AA95
743	Impact Aid Programs .....	1810-AA96

## Office of Postsecondary Education—Completed Actions

Sequence Number	Title	Regulation Identifier Number
744	Final Rule — Federal Perkins Loan Program, Federal Family Education Loan Program, and William D. Ford Direct Loan Program .....	1840-AC84
745	Institutional Eligibility and Various Programs under the Higher Education Act of 1965, as amended .....	1840-AC85

ED

Office of Special Education and Rehabilitative Services—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
746	Reauthorization of the Individuals With Disabilities Education Act ( <b>Section 610 Review</b> ) .....	1820-AB54

Office of Special Education and Rehabilitative Services—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
747	Title I, Improving the Academic Achievement of the Disadvantaged .....	1820-AB55

Office of Innovation and Improvement—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
748	Credit Enhancement for Charter School Facilities Program .....	1855-AA02
749	Student Rights in Research, Experimental Programs, and Testing .....	1855-AA03

Office of Innovation and Improvement—Completed Actions

Sequence Number	Title	Regulation Identifier Number
750	Family Educational Rights and Privacy Act .....	1855-AA00
751	Magnet Schools Assistance Program .....	1855-AA01

Department of Education (ED)  
Office of Management (OM)

Completed Actions

735. STUDENT RIGHTS IN RESEARCH, EXPERIMENTAL PROGRAMS, AND TESTING

Timetable:

Action	Date	FR Cite
Transferred to RIN 1855-AA03	06/08/04	

RIN: 1880-AA66

Department of Education (ED)  
Office of the Chief Financial Officer (OCFO)

Final Rule Stage

736. DIRECT GRANT PROGRAMS—E-APPLICATION REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 20 USC 1221e-3 and 3474

CFR Citation: 34 CFR 75

Legal Deadline: None

**Abstract:** These regulations would amend 34 CFR part 75 governing the process for submitting discretionary grant applications for the Direct Grant Programs of the Department of Education. These regulations would revise the regulations governing the deadline date for applications to provide for electronic submission of applications.

Timetable:

Action	Date	FR Cite
NPRM	10/30/03	68 FR 61779
NPRM Comment Period End	12/29/03	
Final Action	06/00/04	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

## ED—OCFO

## Final Rule Stage

**Government Levels Affected:** None**URL For Public Comments:**  
www.regulations.gov**Agency Contact:** Blanca Rodriguez,  
Department of Education, Office of the  
Chief Financial Officer, Room 3652,  
Room 7065, PCP, 400 Maryland Avenue  
SW, Washington, DC 20202-4248  
Phone: 202 245-6120**RIN:** 1890-AA09**737. • FEDERAL POLICY FOR THE  
PROTECTION OF HUMAN SUBJECTS,  
TECHNICAL AMENDMENT****Priority:** Other Significant. Major status  
under 5 USC 801 is undetermined.**Legal Authority:** 5 USC 301; 20 USC  
1221e-3, 3474; 42 USC 300v-1(b)**CFR Citation:** 34 CFR 97**Legal Deadline:** None**Abstract:** These final regulations would  
amend the Department of Education  
regulations for the protection of human  
subjects by (1) changing all references  
to the Office for Protection from  
Research Risks (OPRR) to the Office for  
Human Research Protections (OHRP);  
and (2) revising the footnote at the end  
of 34 CFR 97.101(i) by removing the  
references to research involving fetuses,  
pregnant women, or human in vitro  
fertilization and subpart B of 45 CFR  
part 46. This technical amendment is  
being made in conjunction with the  
other Federal departments and agencies  
that have promulgated the FederalPolicy for the Protection of Human  
Subjects.**Timetable:**

Action	Date	FR Cite
Final Action	09/00/04	

**Regulatory Flexibility Analysis  
Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Helene Deramond,  
Department of Education, Office of the  
Chief Financial Officer, Room 3652,  
Room 7103, PCP, 400 Maryland Avenue  
SW, Washington, DC 20202-4248  
Phone: 202 260-5353**RIN:** 1890-AA12**Department of Education (ED)  
Office of the Chief Financial Officer (OCFO)**

## Long-Term Actions

**738. PROTECTION OF HUMAN  
SUBJECTS (CLASSIFIED RESEARCH)****Priority:** Substantive, Nonsignificant**CFR Citation:** 34 CFR 97**Timetable:**

Action	Date	FR Cite
Interim Final Rule	To Be Determined	

**Regulatory Flexibility Analysis  
Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Helene Deramond  
Phone: 202 260-5353**RIN:** 1890-AA08**Department of Education (ED)  
Office of the Chief Financial Officer (OCFO)**

## Completed Actions

**739. PARTICIPATION IN EDUCATION  
DEPARTMENT PROGRAMS BY  
RELIGIOUS ORGANIZATIONS;  
PROVIDING FOR EQUAL TREATMENT  
OF ALL EDUCATION DEPARTMENT  
PROGRAM PARTICIPANTS****Priority:** Other Significant. Major status  
under 5 USC 801 is undetermined.**CFR Citation:** 34 CFR 74; 75; 76; 80**Completed:**

Reason	Date	FR Cite
Final Action	06/04/04	69 FR 31708

**Regulatory Flexibility Analysis  
Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** John J. Porter  
Phone: 202 219-1741**RIN:** 1890-AA11**Department of Education (ED)  
Office for Civil Rights (OCR)**

## Proposed Rule Stage

**740. BOY SCOUTS OF AMERICA  
EQUAL ACCESS ACT****Priority:** Substantive, Nonsignificant**Legal Authority:** 20 USC 7905**CFR Citation:** 34 CFR ch I**Legal Deadline:** None**Abstract:** These regulations would  
implement a new law, the Boy Scouts  
of America Equal Access Act (BoyScouts Act), which is part of the  
Elementary and Secondary Education  
Act of 1965, as amended by the No  
Child Left Behind Act of 2001. Under  
the Boy Scouts Act, no public  
elementary school, public secondary  
school, or State or local educational  
agency that receives funds made  
available through the Department and  
that has a limited public forum or  
designated open forum shall deny equalaccess or a fair opportunity to meet to,  
or discriminate against, any group  
officially affiliated with the Boy Scouts  
of America or other specified patriotic  
youth groups.**Timetable:**

Action	Date	FR Cite
ANPRM	11/15/02	67 FR 69456

ED—OCR

Proposed Rule Stage

Action	Date	FR Cite
ANPRM Comment	12/16/02	
Period End		
NPRM	06/00/04	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No  
**Government Levels Affected:** None  
**URL For Public Comments:** www.regulations.gov  
**Agency Contact:** Sandra G. Battle, Department of Education, Office for

Civil Rights, Room 6126, PCP, 400 Maryland Avenue SW, Washington, DC 20202-1100  
 Phone: 202 245-6767  
**RIN:** 1870-AA12

Department of Education (ED)  
 Office for Civil Rights (OCR)

Final Rule Stage

**741. NONDISCRIMINATION ON THE BASIS OF SEX IN EDUCATION PROGRAMS OR ACTIVITIES RECEIVING FEDERAL FINANCIAL ASSISTANCE**  
**Priority:** Other Significant  
**Legal Authority:** 20 USC 1681-1682  
**CFR Citation:** 34 CFR 106  
**Legal Deadline:** None  
**Abstract:** The Department proposed changes to the regulations implementing title IX of the Education Amendments of 1972. These changes would amend existing regulations to provide more flexibility for educators to establish single-sex classes and schools at the elementary and

secondary levels. The amendments would support efforts of school districts to improve educational outcomes for children and to provide public school parents with a diverse array of educational options that respond to the educational needs of their children, while at the same time ensuring appropriate safeguards against discrimination. Amendments would be designed to permit appropriate latitude for innovative efforts to help children learn and to expand the choices parents have for their children's education consistent with the purposes of title IX.

**Timetable:**

Action	Date	FR Cite
NPRM	03/09/04	69 FR 11276

Action	Date	FR Cite
NPRM Comment	04/23/04	
Period End		
Final Action	09/00/04	

**Regulatory Flexibility Analysis Required:** No  
**Small Entities Affected:** No  
**Government Levels Affected:** None  
**Agency Contact:** Sandra G. Battle, Department of Education, Office for Civil Rights, Room 6126, PCP, 400 Maryland Avenue SW, Washington, DC 20202-1100  
 Phone: 202 245-6767  
**RIN:** 1870-AA11

Department of Education (ED)  
 Office of Elementary and Secondary Education (OESE)

Completed Actions

**742. TITLE I—IMPROVING THE ACADEMIC ACHIEVEMENT OF THE DISADVANTAGED**  
**Priority:** Other Significant  
**CFR Citation:** 34 CFR 200  
**Completed:**

Reason	Date	FR Cite
Final Action	12/09/03	68 FR 68698

**Regulatory Flexibility Analysis Required:** No  
**Small Entities Affected:** No

**Government Levels Affected:** None  
**Agency Contact:** Jacquelyn Jackson  
 Phone: 202 260-0826  
**RIN:** 1810-AA95

**743. IMPACT AID PROGRAMS**  
**Priority:** Other Significant  
**CFR Citation:** 34 CFR 222

**Completed:**

Reason	Date	FR Cite
NPRM	10/22/03	68 FR 60598
Final Action	03/15/04	69 FR 12234

**Regulatory Flexibility Analysis Required:** No  
**Small Entities Affected:** No  
**Government Levels Affected:** None  
**Agency Contact:** Marilyn Hall  
 Phone: 202 205-8724  
**RIN:** 1810-AA96

**Department of Education (ED)**  
**Office of Postsecondary Education (OPE)**

**Completed Actions**

**744. • FINAL RULE — FEDERAL PERKINS LOAN PROGRAM, FEDERAL FAMILY EDUCATION LOAN PROGRAM, AND WILLIAM D. FORD DIRECT LOAN PROGRAM**

**Priority:** Info./Admin./Other

**Legal Authority:** 20 USC 421–429; 1071–1087–2; 1007a et seq.; 1087aa–1087hh

**CFR Citation:** 34 CFR 674; 682; 685

**Legal Deadline:** None

**Abstract:** These technical corrections amend the regulations governing the Federal Perkins Loan Program, the Federal Family Education Loan Program, and the William D. Ford Federal Direct Loan Program by (1) correcting technical errors in the regulations; (2) removing or modifying language in the regulations that is now obsolete or outdated due to prior changes to the Higher Education Act of 1965, as amended, and to the regulations; and (3) where appropriate, by providing consistent language in the regulations for the three loan programs.

**Timetable:**

Action	Date	FR Cite
Final Action	12/31/03	68 FR 75427

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Brian Smith, Department of Education, Office of

Postsecondary Education, Room 8053, 1990 K Street NW, Washington, DC 20006–8540

Phone: 202 502–7551

**RIN:** 1840–AC84

**745. • INSTITUTIONAL ELIGIBILITY AND VARIOUS PROGRAMS UNDER THE HIGHER EDUCATION ACT OF 1965, AS AMENDED**

**Priority:** Info./Admin./Other

**Legal Authority:** PL 108–98; 20 USC 421 to 429; 20 USC 1001 to 1003; 20 USC 1070a; 20 USC 1070b to 1070b–3; 20 USC 1071 to 1087–2; 20 USC 1087aa to 1087hh; 20 USC 1087a et seq; 20 USC 1087aa–1087hh; 20 USC 1088; 20 USC 1091; 20 USC 1091b; 20 USC 1092; 20 USC 1094; 20 USC 1099b; 20 USC 1099c to 1099c–1; 42 USC 2751–2756b

**CFR Citation:** 34 CFR 600; 34 CFR 649; 34 CFR 668; 34 CFR 674; 34 CFR 675; 34 CFR 676; 34 CFR 682; 34 CFR 685; 34 CFR 690; 34 CFR 693

**Legal Deadline:** None

**Abstract:** These regulations revise the Institutional Eligibility regulations to conform with legislation correcting technical errors and removing inadvertent barriers to eligibility. These regulations also amend regulations governing various programs under the Higher Education Act of 1965, as amended, by providing clarifications, correcting errors and omissions, and removing references to programs no

longer authorized or funded. The programs affected are: Patricia Roberts Harris Fellowship Program, Student Assistance General Provisions, Federal Perkins Loan Program, Federal Work-Study Programs, Federal Supplemental Educational Opportunity Grant Program, Federal Family Education Loan Program, William D. Ford Federal Direct Loan Program, Federal Pell Grant Program, and National Early Intervention Scholarship and Partnership Program.

**Timetable:**

Action	Date	FR Cite
Final Action	03/16/04	69 FR 12274

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Additional Information:** Transferred from RIN 1840–AC47

**Agency Contact:** Lorraine Kennedy, Department of Education, Office of Postsecondary Education, Room 8018, 1990 K Street NW, Washington, DC 20006–8542  
 Phone: 202 502–7762

Jackie Butler, Department of Education, Office of Postsecondary Education, Room 8062, 1990 K Street NW, Washington, DC 20006–8540  
 Phone: 202 502–7890

**RIN:** 1840–AC85

**Department of Education (ED)**  
**Office of Special Education and Rehabilitative Services (OSERS)**

**Prerule Stage**

**746. REAUTHORIZATION OF THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT (SECTION 610 REVIEW)**

**Priority:** Other Significant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** 20 USC 1400 to 1487

**CFR Citation:** 34 CFR ch III

**Legal Deadline:** None

**Abstract:** These regulations would implement changes made by the anticipated reauthorization of the Individuals With Disabilities Education Act. This action is a notice that, if regulations are necessary, ED would review the regulations in 34 CFR

chapter III under section 610 of the Regulatory Flexibility Act (5 U.S.C. 610). The purpose of this review would be to determine if these regulations should be continued without change, or should be amended or rescinded, to minimize any significant economic impact upon a substantial number of small entities. We would request comments on the continued need for the regulations; the complexity of the regulations; the extent to which they overlap, duplicate, or conflict with other Federal, State, or local government regulations; and the degree to which technology, economic conditions, or other relevant factors have changed since the regulations were promulgated.

**Timetable:**

Action	Date	FR Cite
Notice	01/10/02	67 FR 1411
ANPRM	08/00/04	

**Regulatory Flexibility Analysis Required:** Undetermined

**Government Levels Affected:** Undetermined

**Federalism:** Undetermined

**URL For Public Comments:** www.regulations.gov

**Agency Contact:** JoLeta Reynolds, Department of Education, Office of Special Education and Rehabilitative Services, Room 3082, Room 4150, PCP,

## ED—OSERS

Prerule Stage

400 Maryland Avenue SW, Washington, DC 20202-2570 Phone: 202 245-7494  
RIN: 1820-AB54

## Department of Education (ED)

Proposed Rule Stage

## Office of Special Education and Rehabilitative Services (OSERS)

**747. • TITLE I, IMPROVING THE ACADEMIC ACHIEVEMENT OF THE DISADVANTAGED**

Priority: Other Significant

Legal Authority: PL. 107-110

CFR Citation: 34 CFR 200

Legal Deadline: None

**Abstract:** These regulations would clarify statutory provisions regarding State, LEA, and school accountability for the academic achievement of limited English proficient (LEP) students and are needed to implement changes to title I of the Elementary and

Secondary Education Act of 1965, as amended by the No Child Left Behind Act of 2001. The regulations would permit States to exclude from reading/language arts assessments LEP students who have been in schools in the United States for fewer than 10 months. The regulations would also permit States to count in the LEP subgroup for one or two years students who were LEP but who, it is determined, are no longer LEP.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/04	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Jacquelyn Jackson, Director, Student Achievement and School Accountability Programs, Department of Education, Office of Elementary and Secondary Education, 400 Maryland Avenue SW, Room 3W230, Washington, DC 20202-6132  
Phone: 202 260-0826

RIN: 1820-AB55

## Department of Education (ED)

Proposed Rule Stage

## Office of Innovation and Improvement (OII)

**748. • CREDIT ENHANCEMENT FOR CHARTER SCHOOL FACILITIES PROGRAM**

Priority: Other Significant

Legal Authority: 20 USC 7223-7223j

CFR Citation: 34 CFR 225

Legal Deadline: None

**Abstract:** The Department would use these regulations to administer the Credit Enhancement for Charter Schools Facilities program (authorized under the Elementary and Secondary Education Act of 1965, as amended by the No Child Left Behind Act of 2001) and its predecessor, the Charter School Facilities Demonstration Grant program. Under the program the Department provides grants to non-profit and public entities to demonstrate innovative credit enhancement strategies that help charter schools meet their facility needs.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/04	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**URL For More Information:**

charter.facilities@ed.gov

**URL For Public Comments:**  
www.regulations.gov

**Agency Contact:** Jim Houser, or Valarie Perkins, Department of Education, Office of Innovation and Improvement, Room 3E114, 400 Maryland Avenue SW, Washington, DC 20202-5961  
Phone: 202 260-1924

RIN: 1855-AA02

**749. STUDENT RIGHTS IN RESEARCH, EXPERIMENTAL PROGRAMS, AND TESTING**

Priority: Other Significant

Legal Authority: 20 USC 1232h

CFR Citation: 34 CFR 98

Legal Deadline: None

**Abstract:** These regulations are needed to implement amendments to the Protection of Pupil Rights Amendment (PPRA) resulting from (1) section 1017 of the Goals 2000 Educate America Act (Pub. L. 103-227; 20 U.S.C. 1232h) and (2) legislation passed as part of the No Child Left Behind Act of 2001 (NCLB) (Pub. L. 107-110). Section 1017 of Goals 2000 amended PPRA to require schools, in certain instances, to make specific educational materials available to parents for inspection. The provision

also amended PPRA to prohibit schools from requiring students to submit to certain surveys, analyses, or evaluations without parental consent. NCLB specified certain subjects on which schools in conjunction with parents, must develop and adopt policies. NCLB also required local educational agencies to directly notify parents of these policies and permit parents to opt out of certain activities. As our next action we will issue a new NPRM incorporating the amendments resulting from NCLB, as well as the earlier amendments resulting from the Goals 2000 Educate America Act.

**Timetable:**

Action	Date	FR Cite
NPRM	08/28/95	60 FR 44696
NPRM Comment Period End	10/27/95	
Second NPRM	08/00/04	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**URL For Public Comments:**  
www.regulations.gov

**Agency Contact:** Ellen Campbell, Department of Education, Room 2W100, Family Policy Compliance Office, Room 2W117, FB-6, 400



ED—OII

Proposed Rule Stage

Maryland Avenue SW, Washington, DC  
20202-4605

Phone: 202 260-3887

**Related RIN:** Previously reported as  
1880-AA66

**RIN:** 1855-AA03

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**Department of Education (ED)**
**Completed Actions****Office of Innovation and Improvement (OII)****750. FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT****Priority:** Substantive, Nonsignificant**CFR Citation:** 34 CFR 99**Completed:**

Reason	Date	FR Cite
Final Action	04/21/04	69 FR 21670

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Kathleen Wolan  
Phone: 202 260-3887**RIN:** 1855-AA00**751. MAGNET SCHOOLS ASSISTANCE PROGRAM****Priority:** Substantive, Nonsignificant**CFR Citation:** 34 CFR 280**Completed:**

Reason	Date	FR Cite
Final Action	02/02/04	69 FR 4995

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Steven L. Brockhouse  
Phone: 202 260-2476**RIN:** 1855-AA01

[FR Doc. 04-12680 Filed 06-25-04; 8:45 am]

BILLING CODE 4000-01-S