

**DEPARTMENT OF EDUCATION****National Advisory Council on Indian Education, Meeting**

**AGENCY:** National Advisory Council on Indian Education, ED.

**ACTION:** Notice of open meeting.

**SUMMARY:** This notice sets forth the schedule and proposed agenda of a forthcoming meeting of the National Advisory Council on Indian Education. The purposes of this meeting are to discuss the President Executive Order 13096 on American Indian and Alaska Native Education, and to discuss the reauthorization of programs under the Elementary and Secondary Education Act of 1965 (ESEA), of which the Title IX Indian Education Program is included. Notice of this meeting is required under Section 10(a)(2) of the Federal Advisory Committee Act and is intended to notify the public of their opportunity to attend.

**DATES AND TIMES:** October 18, 1999, 1:00 p.m.–5:00 p.m. and October 19, 1999, 9:00 a.m.–4:30 p.m.

**PLACE:** Westin Hotel, Oklahoma City, OK, (405) 235-2780.

**FOR FURTHER INFORMATION CONTACT:** Dr. David Beaulieu, Director, Office of Indian Education, 400 Maryland Avenue, SW, Washington, DC 20202. Telephone: (202) 260-3774; Fax: (202) 260-7779.

**SUPPLEMENTARY INFORMATION:** The National Advisory Committee on Indian Education is a presidential appointed advisory council on Indian education established under Section 9151 of Title IX of the Elementary and Secondary Education Act of 1965, as amended, (20 U.S.C. 7871). The Council advises the Secretary of Education and the Congress on funding and administration of programs with respect to which the Secretary has jurisdiction and that includes Indian children and adults as participants from which they benefit. The Council also makes recommendations to the Secretary for filling the position of Director of Indian Education whenever a vacancy occurs. The meeting of the Council is open to the public without advanced registration. Public attendance may be limited to the space available. Members of the public may make statements during the meeting, to the extent time permits, and file written statements with the Council for its consideration. Written statements should be submitted to the address listed above.

A summary of the proceedings and related matters which are informative to the public consistent with the policy of

Title 5 U.S.C. 552b will be available to the public within fourteen days of the meeting, and are available for public inspection at the Office of Elementary and Secondary Education, U.S. Department of Education, 400 Maryland Avenue, SW, Washington, DC 20202 from the hours of 8:30 a.m. to 5:00 p.m.

**Judith Johnson,**

*Acting Assistant Secretary, Office of Elementary and Secondary Education.*

**The Westin Hotel****Oklahoma City, OK**

**405-235-2780**

*Monday, October 18, 1999*

1:00 p.m. Roll Call  
Review Agenda and Purpose of Meeting  
1:30–2:00 Presidential Executive Order 13096 on American Indian and Alaska Native Education Update on ESEA Reauthorization  
2:00–4:00 Draft NACIE Charter and Work Plan  
Annual Report Review  
OIE Staff Updates  
4:30–5:00 Summarize Discussion & Set Agenda for Next Day

*Tuesday, October 19, 1999*

9:00 a.m. Call to Order  
9:15–10:30 Continue Business Meeting  
10:30–12:00 Open Meeting On:  
Reauthorization of Indian Education Programs Executive Order 13096  
12:00–1:00 Lunch  
1:00–4:00 Open Meeting Continued  
4:00–4:30 Summarize Meeting Accomplishments  
4:30 p.m. Adjourn NACIE Meetings

[FR Doc. 99-25643 Filed 9-30-99; 8:45 am]

**BILLING CODE 4000-02-M**

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. GP99-15-000]

**Burlington Resources Oil & Gas Company; Notice of Petition for Dispute Resolution or, Alternatively, for Staff Adjustment Relief From Refund Obligation**

September 27, 1999.

Take notice that, on May 12, 1998, Burlington Resources Oil & Gas Company (Burlington) requested that the Commission resolve Burlington's dispute with Northern Natural Gas Company (Northern) over the Kansas *ad valorem* tax reimbursement refunds that Northern claims Burlington owes as a result of tax reimbursements that

Northern paid to Burlington's predecessor—Southland Royalty Company (Southland).<sup>1</sup> Burlington requests that the Commission find that it has no such refund liability to Northern, due to a February 28, 1989 Take-or-Pay Settlement Agreement (1989 Settlement) between Southland and Northern that settled certain claims involving over 30 separate gas purchase contracts, covering properties located in three different states, including the State of Kansas. Burlington's petition is on file with the Commission and is open to public inspection.

In its September 10, 1997 order in Docket No. RP97-369-000, *et al.*,<sup>2</sup> the Commission required First Sellers to refund the Kansas *ad valorem* tax reimbursements to the pipelines (with interest) for the period from 1983 to 1988. In its January 28, 1998 Order Clarifying Procedures [82 FERC ¶61,059 (1998)], the Commission stated that producers (*i.e.*, First Sellers) could file dispute resolution requests with the Commission, asking the Commission to resolve disputes with the pipeline over the amount of Kansas *ad valorem* tax refunds owed.

In its petition, Burlington asserts that the 1989 Settlement between Southland and Northern explicitly resolved all disputes between the parties regarding the affected contracts, and that the parties mutually agreed to release and discharge each other and their respective successors and assigns from any and all liabilities claims and causes of action relating to those contracts, whether at law or in equity, and whether known or unknown, for all periods through January 31, 1989. Burlington contends that, under the 1989 Settlement, all claims for additional monies associated with the subject contracts, for any time period prior to January 31, 1989, were intended by the parties to be resolved as of February 28, 1989. Thus, Burlington contends that Northern, by contract, has agreed to release Burlington from any responsibility regarding additional monies owed with respect to the Kansas contracts, and that Northern is contractually bound to indemnify Burlington, as Southland's successor, with respect to any claims, including

<sup>1</sup> Burlington's May 12, 1998 dispute resolution request was originally filed in Docket No. SA99-1-000. Burlington's petition for staff adjustment with respect to Panhandle Eastern Pipe Line Company's Kansas *ad valorem* tax reimbursement refund claim. Burlington's May 12 request is now being docketed separately as a petition for dispute resolution, under Docket No. GP99-15-000, because it pertains to a different Kansas *ad valorem* tax reimbursement refund claim, levied by a different pipeline.

<sup>2</sup> See: 80 FERC ¶ 61,264 (1997); rehearing denied, 82 FERC ¶ 61,058 (1998).