

We must acknowledge and confirm these periods of unavailability before granting you an extension. To request this extension or to confirm our acknowledgement of any system unavailability, you may contact either (1) the person listed elsewhere in this notice under **FOR FURTHER INFORMATION CONTACT** (see VII. Agency Contact) or (2) the e-GRANTS help desk at 1-888-336-8930.

You may access the electronic grant application for the Small Business Innovative Research Program at: <http://e-grants.ed.gov>.

#### V. Application Review Information

**Selection Criteria:** The selection criteria for this competition are in 34 CFR 75.210 of EDGAR. The specific selection criteria to be used for this competition are in the application package.

#### VI. Award Administration Information

1. **Award Notices:** If your application is successful, we notify your U.S. Representative and U.S. Senators and send you a Grant Award Notification (GAN). We may also notify you informally.

If your application is not evaluated or not selected for funding, we notify you.

2. **Administrative and National Policy Requirements:** We identify administrative and national policy requirements in the application package and reference these and other requirements in the *Applicable Regulations* section of this notice.

We reference the regulations outlining the terms and conditions of an award in the *Applicable Regulations* section of this notice and include these and other specific conditions in the GAN. The GAN also incorporates your approved application as part of your binding commitments under the grant.

3. **Reporting:** At the end of your project period, you must submit a final performance report, including financial information, as directed by the Secretary. If you receive a multi-year award, you must submit an annual performance report that provides the most current performance and financial expenditure information as specified by the Secretary in 34 CFR 75.118.

**Note:** NIDRR will provide information by letter to grantees on how and when to submit the report.

4. **Performance Measures:** To evaluate the overall success of its research program, NIDRR assesses the quality of its funded projects through review of grantee performance and products. Each year, NIDRR examines, through expert

peer review, a portion of its grantees to determine:

- The degree to which the grantees are conducting high-quality research, as reflected in the appropriateness of study designs, the rigor with which accepted standards of scientific and engineering methods are applied, and the degree to which the research builds on and contributes to the level of knowledge in the field;
- The number of new or improved tools, instruments, protocols, and technologies developed and published by grantees that are deemed to improve the measurement of disability and rehabilitation-related concepts and to contribute to changes or improvements in policy, practice, and outcomes for individuals with disabilities and their families; and
- The number of new or improved assistive and universally designed technologies, devices, and systems developed by grantees that are deemed to improve rehabilitation services and outcomes and enhance opportunities for participation by, and are successfully transferred to industry for potential commercialization.

#### VII. Agency Contact

**FOR FURTHER INFORMATION CONTACT:** Kristi E. Wilson, U.S. Department of Education, 400 Maryland Avenue, SW., room 3433, Switzer Building, Washington, DC 20202-2645. Telephone: (202) 260-0988 or by e-mail: [kristi.wilson@ed.gov](mailto:kristi.wilson@ed.gov).

If you use a telecommunications device for the deaf (TDD), you may call the TDD number at (202) 205-4475 or 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 program contact person listed in this section.

#### VIII. Other Information

**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: [www.gpoaccess.gov/nara/index.html](http://www.gpoaccess.gov/nara/index.html).

Dated: March 24, 2004.

**Troy R. Justesen,**

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

[FR Doc. 04-7083 Filed 3-29-04; 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, 2003 through December 31, 2003.

**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 the 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 (Department) of the IDEA or the regulations that implement the IDEA.

**FOR FURTHER INFORMATION CONTACT:** Melisande Lee or JoLeta Reynolds. Telephone: (202) 205-5507 (press 3).

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 in an alternative format (e.g., Braille, large print, audiotape, or computer diskette) on request to the contact persons listed in the preceding paragraph.

**SUPPLEMENTARY INFORMATION:** The following list identifies correspondence from the Department issued from October 1, 2003 through December 31, 2003.

Included on the list are those letters that contain interpretations of the requirements of the 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

*Topic Addressed:* Use of Funds.

- Letter dated November 18, 2003 to Florida Department of Education Director of Special Education Shan Goff, clarifying that under Part B of the IDEA, the court, in its discretion, may award reasonable attorneys' fees to the parents of a child with a disability who is a prevailing party in a due process hearing, but the IDEA does not provide a reciprocal right for a local educational agency (LEA) or State educational agency (SEA) (although it may be permissible for an LEA or SEA to recover fees under other applicable federal or State laws).

Section 612—State Eligibility

*Topic Addressed:* Condition of Assistance.

- Letter dated December 24, 2003 to Attorney Leigh M. Manasevit, regarding the requirement that North Carolina revise its State Plan because a public agency may not use the due process procedures to override a parent's refusal to consent to the initial provision of special education and related services.

*Topic Addressed:* Procedural Safeguards.

- Letter dated December 10, 2003 to individuals (personally identifiable information redacted), regarding options available to parents to resolve disputes relating to the requirements of Part B of the IDEA and clarifying that the Part B regulations do not include a provision for review by the Office of Special Education Programs of a State's complaint decision.

- Letter dated October 27, 2003 to California State Director of Special Education Alice Parker, clarifying that the Part B regulations require a State to resolve signed, written complaints regarding State eligibility requirements.

*Topic Addressed:* Confidentiality of Education Records.

- Letter dated October 31, 2003 to individual (personally identifiable information redacted), from Family Policy Compliance Office Director LeRoy S. Rooker, clarifying that under the Family Educational Rights and Privacy Act (FERPA) and the IDEA, a school system may not release to the parents of a student, for whom a due process hearing has been filed, the

names and personally identifiable information of other students (without consent from their parents) that are contained in the student's record.

*Topic Addressed:* Least Restrictive Environment.

- Letter dated November 4, 2003 to New Jersey Department of Education Director of Special Education Barbara Gantwerk, regarding the least restrictive environment provisions of the IDEA and the placement of children with disabilities in segregated settings, with parental approval.

*Topic Addressed:* State Educational Agency General Supervisory Authority.

- Letters dated October 24, 2003 to New Jersey Statewide Parent Advocacy Network Executive Director Diana MTK Autin and to New Jersey Commissioner of Education William L. Librera, clarifying that the IDEA does not prohibit a State or school district from entering into an agreement with another entity to provide special education and related services, but the State and school district remain responsible for ensuring the provision of a free appropriate public education to the child, and the parents cannot be denied the opportunity to pursue complaints against the State and school district.

Section 613—Local Educational Agency Eligibility

*Topic Addressed:* Charter Schools.

- Letter dated December 18, 2003 to Texas Education Agency Associate Commissioner Susan Barnes, clarifying that the IDEA statute and its corresponding regulations do not make any exceptions to the requirements under 20 U.S.C. 1412(a)(1) and 20 U.S.C. 1412(a)(3)–(6) when a student is provided an education through information and communication technologies (e.g., via the Internet, teleconferencing, or tele-video conferencing).

- Letter dated November 10, 2003 to Harmony Community School Executive Director David Nordyke, clarifying that issues regarding a State's public school funding formula, including State funding of special education and related services, are matters to be resolved at the State level, as long as the provisions of the IDEA are met.

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

*Topic Addressed:* Individualized Education Programs.

- Letter dated October 2, 2003 to Daniel W. Morse, Esq., clarifying that a Section 504 plan that does not meet the

specific individualized education program (IEP) requirements of Part B of the IDEA may not be used to substitute for an IEP.

Section 615—Procedural Safeguards

*Topic Addressed:* Due Process Hearings.

- Letter dated December 10, 2003 to individual (personally identifiable information redacted), clarifying that a party aggrieved by a decision in a hearing (in a one-tier due process hearing system) does not have a right to an appeal to the SEA merely because the State transfers responsibility for conducting due process hearings to the State's Office of Administrative Hearings, and clarifying that the State is not automatically a proper party to an administrative or judicial proceeding merely because the State operates a one-tier system.

## Part C

### *Infants and Toddlers With Disabilities*

Section 634—Eligibility

*Topic Addressed:* Evaluations.

- Letter dated November 6, 2003 to Connecticut Part C Coordinator Linda Goodman, clarifying whether audiological evaluations must be provided to an infant or toddler referred to Part C, who is suspected of having a communication delay, whose hearing has not been tested, and for whom an audiology evaluation is determined to be needed.

Section 635—Requirements for Statewide System

*Topic Addressed:* Eligibility Criteria.

- Letter dated October 24, 2003 to Connecticut Part C Coordinator Linda Goodman, regarding the State's obligation to evaluate and assess infants or toddlers who are suspected of having a disability and whether the State can deny services to families who refuse to pay or repeatedly fail to keep appointments.

Other Letters That Do Not Interpret the Idea But May Be of Interest to Readers

*Topic Addressed:* Procedural Safeguards.

- Letter dated October 17, 2003 to U.S. Congressman Ruben Hinojosa clarifying that the provisions of the Safe and Drug-Free Schools and Communities Act (Title IV of the Elementary and Secondary Education Act of 1965, as amended by the No Child Left Behind Act of 2001) do not prohibit the presence of a student's prescription drugs, or related equipment, at school.

**Electronic Access to This Document**

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

Dated: March 23, 2004.

**Troy R. Justesen,**

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

[FR Doc. 04-7032 Filed 3-29-04; 8:45 am]

BILLING CODE 4000-01-P

**DEPARTMENT OF ENERGY**

[Docket No. EA-213-B]

**Application To Export Electric Energy; Coral Power, L.L.C.**

**AGENCY:** Office of Fossil Energy, DOE.

**ACTION:** Notice of applications.

**SUMMARY:** Coral Power, L.L.C. (Coral) has applied for renewal of its authority to transmit electric energy from the United States to Canada pursuant to section 202(e) of the Federal Power Act.

**DATES:** Comments, protests or requests to intervene must be submitted on or before April 29, 2004.

**ADDRESSES:** Comments, protests or requests to intervene should be addressed as follows: Office of Coal & Power Imports/Exports (FE-27), Office of Fossil Energy, U.S. Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585-0350 (FAX 202-287-5736).

**FOR FURTHER INFORMATION CONTACT:** Rosalind Carter (Program Office) 202-586-7983 or Michael Skinker (Program Attorney) 202-586-2793.

**SUPPLEMENTARY INFORMATION:** Exports of electricity from the United States to a foreign country are regulated and require authorization under section 202(e) of the Federal Power Act (FPA) (16 U.S.C. 824a(e)).

On August 11, 1999, FE issued Order No. EA-213 authorizing Coral to transmit electric energy from the United States to Canada using the international electric transmission facilities owned by Basin Electric Power Cooperative, Bonneville Power Authority, Citizens Utilities, Eastern Maine Electric Cooperative, International Transmission, Joint Owners of the Highgate Project, Long Sault, Inc., Maine Electric Power Company, Maine Public Service Company, Minnesota Power, Inc., Minnkota Power Cooperative, New York Power Authority, Niagara Mohawk Power Corporation, Northern States Power, Vermont Electric Transmission Company. That two-year authorization expired on August 11, 2001. On August 13, 2001, FE issued Order No. EA-213-A renewing Coral's export authorization. That authorization expired on August 13, 2003.

On March 13, 2004, Coral filed an application with FE for renewal of the export authority contained in Order No. EA-213-A. Coral has requested that any Order that may be issued in this proceeding be effective for a period of five years.

**Procedural Matters:** Any person desiring to become a party to this proceeding or to be heard by filing comments or protests to this application should file a petition to intervene, comment or protest at the address provided above in accordance with §§ 385.211 or 385.214 of the FERC's Rules of Practice and Procedures (18 CFR 385.211, 385.214). Fifteen copies of each petition and protest should be filed with the DOE on or before the date listed above.

Comments on the Coral application to export electric energy to Canada should be clearly marked with Docket EA-213-B. Additional copies are to be filed directly with Robert Reilley, Vice President, Regulatory Affairs, Coral Power, L.L.P., 909 Fannin, Suite 700, Houston, TX 77010.

A final decision will be made on this application after the environmental impacts have been evaluated pursuant to the National Environmental Policy Act of 1969, and a determination is made by the DOE that the proposed action will not adversely impact on the reliability of the U.S. electric power supply system.

Copies of this application will be made available, upon request, for public inspection and copying at the address provided above or by accessing the Fossil Energy home page at <http://www.fe.doe.gov>. Upon reaching the Fossil Energy home page, select

"Electricity Regulation", then "Pending Procedures" from the options menus.

Issued in Washington, DC, on March 25, 2004.

**Anthony J. Como,**

*Deputy Director, Electric Power Regulation, Office of Coal & Power Imports/Exports, Office of Coal & Power Systems, Office of Fossil Energy.*

[FR Doc. 04-7087 Filed 3-29-04; 8:45 am]

BILLING CODE 6450-01-P

**DEPARTMENT OF ENERGY**

[Docket No. EA-262-A]

**Application to Export Electric Energy; TransCanada Power Marketing Ltd.**

**AGENCY:** Office of Fossil Energy, DOE.

**ACTION:** Notice of application.

**SUMMARY:** TransCanada Power Marketing Ltd. (TCPM) has applied to renew its authority to transmit electric energy from the United States to Canada pursuant to section 202(e) of the Federal Power Act.

**DATES:** Comments, protests or requests to intervene must be submitted on or before April 29, 2004.

**ADDRESSES:** Comments, protests or requests to intervene should be addressed as follows: Office of Coal & Power Import/Export (FE-27), Office of Fossil Energy, U.S. Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585-0350 (FAX 202-287-5736).

**FOR FURTHER INFORMATION CONTACT:** Xavier Puslowski (Program Office) 202-586-4608 or Michael Skinker (Program Attorney) 202-586-2793.

**SUPPLEMENTARY INFORMATION:** Exports of electricity from the United States to a foreign country are regulated and require authorization under section 202(e) of the Federal Power Act (FPA) (16 U.S.C. 824a(e)).

On June 4, 2002, the Office of Fossil Energy (FE) of the Department of Energy (DOE) issued Order No. EA-262 authorizing TCPM to transmit electric energy from the United States to Canada as a power marketer. That two-year authorization expires on June 4, 2004.

On March 4, 2004, FE received an application from TCPM to renew its authorization contained in Order No. EA-262. TCPM is incorporated in the State of Delaware, with its principal place of business in Westborough, Massachusetts. TCPM does not own generation or transmission assets and does not have a franchised electric power service area. TCPM operates as a wholesale and retail marketer of electric power.