

**DEPARTMENT OF DEFENSE****GENERAL SERVICES  
ADMINISTRATION****NATIONAL AERONAUTICS AND  
SPACE ADMINISTRATION**

[OMB Control No. 9000-0138]

**Federal Acquisition Regulation;  
Submission for OMB Review; Contract  
Financing**

**AGENCIES:** Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

**ACTION:** Notice of request for public comments regarding an extension to an existing OMB clearance (9000-0138).

**SUMMARY:** Under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), the Federal Acquisition Regulation (FAR) Secretariat has submitted to the Office of Management and Budget (OMB) a request to review and approve an extension to a currently approved information collection requirement concerning contract financing. A request for public comments was published at 69 FR 39911 on July 1, 2004. No comments were received.

Public comments are particularly invited on: Whether this collection of information is necessary for the proper performance of functions of the FAR, and whether it will have practical utility; whether our estimate of the public burden of this collection of information is accurate, and based on valid assumptions and methodology; ways to enhance the quality, utility, and clarity of the information to be collected; and ways in which we can minimize the burden of the collection of information on those who are to respond, through the use of appropriate technological collection techniques or other forms of information technology.

**DATES:** Submit comments on or before October 7, 2004.

**ADDRESSES:** Submit comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden to the General Services Administration, FAR Secretariat, 1800 F Street, NW., Room 4035, Washington, DC 20405. Please cite OMB Control No. 9000-0138, Contract Financing, in all correspondence.

**FOR FURTHER INFORMATION CONTACT:** Richard C. Loeb, Office of Acquisition Policy, GSA (202) 208-3810.

**SUPPLEMENTARY INFORMATION:****A. Purpose**

The Federal Acquisition Streamlining Act (FASA) of 1994, Pub. L. 103-355, provided authorities that streamlined the acquisition process and minimize burdensome Government-unique requirements. Sections 2001 and 2051 of FASA substantially changed the statutory authorities for Government financing of contracts. Sections 2001(f) and 2051(e) provide specific authority for Government financing of purchases of commercial items, and sections 2001(b) and 2051(b) substantially revised the authority for Government financing of purchases of non-commercial items.

Sections 2001(f) and 2051(e) provide specific authority for Government financing of purchases of commercial items. These paragraphs authorize the Government to provide contract financing with certain limitations.

Sections 2001(b) and 2051(b) also amended the authority for Government financing of non-commercial purchases by authorizing financing on the basis of certain classes of measures of performance.

To implement these changes, DOD, NASA, and GSA amended the FAR by revising Subparts 32.0, 32.1, and 32.5; by adding new Subparts 32.2 and 32.10; and by adding new clauses to 52.232.

The coverage enables the Government to provide financing to assist in the performance of contracts for commercial items and provide financing for non-commercial items based on contractor performance.

**B. Annual Reporting Burden**

*Respondents:* 1,000.

*Responses Per Respondent:* 5.

*Total Responses:* 5,000.

*Hours Per Response:* 2.

*Total Burden Hours:* 10,000.

The annual reporting burden for performance-based financing is estimated as follows:

*Respondents:* 500.

*Responses Per Respondent:* 12.

*Total Responses:* 6,000.

*Hours Per Response:* 2.

*Total Burden Hours:* 12,000.

Obtaining Copies of Proposals: Requesters may obtain a copy of the information collection documents from the General Services Administration, FAR Secretariat (VR), 1800 F Street, NW., Room 4035, Washington, DC 20405, telephone (202) 501-4755. Please cite OMB Control No. 9000-0138, Contract Financing, in all correspondence.

Dated: August 31, 2004.

**Ralph J. De Stefano,**

*Acting Director, Contract Policy Division.*

[FR Doc. 04-20231 Filed 9-3-04; 8:45 am]

**BILLING CODE 6820-EP-S**

**DEPARTMENT OF DEFENSE****Office of the Secretary of Defense,  
Meeting of the DOD Advisory Group on  
Electron Devices**

**AGENCY:** Department of Defense, Advisory Group on Electron Devices.

**ACTION:** Notice.

**SUMMARY:** The DoD Advisory Group on Electron Devices (AGED) announces a closed session meeting and Special Technical Area Review (STAR) on High Operating Temperature Near BLIP Infrared Detectors.

**DATES:** The meeting will be held at 0830, Tuesday, September 28, 2004. The Special Technology Area Review will be held at 0830 on September 29 and 30.

**ADDRESSES:** The meeting will be held at Palisades Institute for Research Services, 241 18th Street, Crystal Square 4, Suite 500, Arlington, VA 22202.

**FOR FURTHER INFORMATION CONTACT:** The Point of Contact for the meeting is Mr. Eric Carr, AGED Secretariat, 241 18th Street, Crystal Square Four, Suite 500, Arlington, Virginia 22202. The Point of Contact for the STAR is Ms. Elise Rabin, AGED Secretariat, 241 18th Street, Crystal Square Four, Suite 500, Arlington, Virginia 22202.

**SUPPLEMENTARY INFORMATION:** The mission of the Advisory Group is to provide advice to the Under Secretary of Defense for Acquisition, Technology and Logistics to the Director of Defense Research and Engineering (DDR&E), and through the DDR&E to the Director, Defense Advanced Research Projects Agency and the Military Departments in planning and managing an effective and economical research and development program in the area of electron devices.

The AGED meeting will be limited to review of research and development programs which the Military Departments propose to initiate with industry, universities or in their laboratories. The agenda for this meeting will include programs on microwave technology, microelectronics, electro-optics, and electronics materials.

In accordance with section 10(d) of Pub. L. No. 92-463, as amended, (5 U.S.C. App. 10(d)), it has been determined that this Advisory Group meeting concerns matters listed in 5 U.S.C. 552(b)(1), and that accordingly,

this meeting will be closed to the public.

Dated: September 1, 2004.

**L.M. Bynum,**

*Alternate, OSD Federal Register Liaison Officer, Department of Defense.*

[FR Doc. 04-20277 Filed 9-3-04; 8:45 am]

BILLING CODE 5001-06-M

## DEPARTMENT OF EDUCATION

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

**AGENCY:** Department of Education.

**ACTION:** List of correspondence from April 1, 2004, through June 30, 2004.

**SUMMARY:** The Secretary is publishing the following list pursuant to section 607(d) of the Individuals with Disabilities Education Act, as amended (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) 245-7459 (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, audiotope, or computer diskette) on request to the contact persons listed under **FOR FURTHER INFORMATION CONTACT**.

**FOR FURTHER INFORMATION CONTACT.**

**SUPPLEMENTARY INFORMATION:** The following list identifies correspondence from the Department issued from April 1, 2004, through June 30, 2004.

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: Allocation of Grants

- Letter dated April 28, 2004, to Massachusetts Department of Education State Director of Special Education Marcia Mittnacht clarifying that under Part B of the IDEA, States are required to collect child count data on the number of children with disabilities receiving special education and related services on December 1 or, at the State's discretion, the last Friday in October of that school year and that this requirement cannot be waived, so the State could not collect that data on October 1.

*Section 612—State Eligibility*

Topic Addressed: State Eligibility

- Letter dated June 1, 2004, to Minnesota Department of Education Deputy Commissioner Chas Anderson, clarifying that under Part B of the IDEA, although a State educational agency (SEA) may not establish specific State priorities and require all public agencies within the State to spend a portion of their flow-through funds in accordance with those priorities, the SEA must ensure that public agencies comply with the Part B requirements related to qualified personnel, transition, and the provision of a free appropriate public education, and the SEA must exercise its general supervisory responsibility to ensure compliance with all Part B requirements.

Topic Addressed: State Educational Agency General Supervisory Authority

- Letter dated May 26, 2004, to New Jersey Department of Education Commissioner William J. Librera, clarifying that the SEA is ultimately responsible for ensuring that all Part B requirements, including eligibility, evaluation, and procedural safeguards, are met for eligible children residing within the State, including those children served by a public agency other than a local educational agency.

Topic Addressed: Maintenance of Effort

- Letter dated May 27, 2004, to California Bureau of State Audits Deputy State Auditor Sylvia Hensley, regarding the use of single audits under the Single Audit Act Amendments of 1996 to review a State's compliance with the State-level maintenance of

effort and non-supplanting requirements of Part B of the IDEA.

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

Topic Addressed: Educational Placements

- Letter dated May 26, 2004, to Education Law Center Staff Attorney Shari A. Mamas, clarifying that neither the statute nor the regulations implementing the IDEA provide a general entitlement for parents of children with disabilities, or their professional representatives, to observe their children in any current or proposed educational placement and that the determination of who has access to classrooms may be addressed by State and/or local policy.

### Part C—Infants and Toddlers With Disabilities

*Section 632—Definitions*

Topic Addressed: Early Intervention Services

- Letter dated April 28, 2004, to Illinois Department of Human Services Bureau of Early Intervention Chief Janet D. Gully, explaining regulations and other issues that should be taken into consideration when determining whether services provided after medical or surgical procedures are early intervention services that should be provided under Part C.

### Electronic Access to This Document

You may view this document, as well as all other Department of Education documents 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/index.html>.

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 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>.

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