

pertaining to autism and other developmental disabilities.

Section 615—Procedural Safeguards

Topic Addressed: Independent Educational Evaluations

- Letter dated February 20, 2004 to California Department of Education Assistant Superintendent Alice D. Parker, regarding the rights of parents in the selection of an evaluator to perform an independent educational evaluation.

Part C—Infants and Toddlers With Disabilities

Section 635—Requirements for Statewide System

Topic Addressed: Child Find

- Letter dated February 12, 2004, to individual (personally identifiable information redacted), regarding the State lead agency's child find responsibilities under Part C of IDEA and whether a hospital can disclose information regarding an infant or toddler to a State's lead agency.

Section 636—Individualized Family Service Plan

Topic Addressed: Transition

- Letter dated February 11, 2004, to Texas Interagency Council on Early Childhood Intervention Executive Director Mary Elder, regarding whether parental consent is required to disclose referral information from a lead agency under Part C of IDEA to the State education agency or local education agency about children who will shortly turn three and transition from receiving early intervention services under Part C to potentially receiving special education and related services under Part B.

Part D—National Activities To Improve Education of Children With Disabilities

Subpart 2—Coordinated Research, Personnel Preparation, Technical Assistance, Support, and Dissemination of Information

Section 687—Technology Development, Demonstration, and Utilization; and Media Services

Topic Addressed: Captioning

- Letter dated January 14, 2004, to individual (personally identifiable information redacted), regarding the types of programming that could be captioned using IDEA funds.

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

Topic Addressed: Accountability

- Letter to Chief State School Officers dated March 2, 2004, providing guidance under the No Child Left Behind Act of 2001 (NCLB) regarding how States might seek an exception to the requirements regarding the number of proficient scores of students with the most significant cognitive disabilities who take alternate assessments based on alternate achievement standards that may be included in annual yearly progress decisions.

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

Dated: May 14, 2004.

Troy R. Justesen,

Acting Deputy Assistant Secretary for Special Education and Rehabilitative Services.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 2169-020]

Alcoa Power Generating, Inc. (APGI); Notice of Settlement Agreement and Soliciting Comments

May 14, 2004.

Take notice that the following settlement agreement has been filed with the Commission and is available for public inspection.

a. *Type of Application:* Settlement agreement.

b. *Project No.:* 2169-020.

c. *Date Filed:* May 7, 2004.

d. *Applicant:* Alcoa Power Generating, Inc. (APGI).

e. *Name of Project:* Tapoco Project.

f. *Location:* On the Little Tennessee and Cheoah Rivers in Graham and Swain Counties, North Carolina and Blount and Monroe Counties, Tennessee. The project affects Federal lands.

g. *Filed Pursuant to:* Rule 602 of the Commission's Rules of Practice and Procedure, 18 CFR 385.602.

h. *Applicant Contact:* Mr. Norman L. Pierson, Property and Relicensing Manager, Alcoa Power Generation Inc., Tapoco Division, 300 North Hall Road, Alcoa, TN 37701-2516, (865) 977-3326.

i. *FERC Contact:* Randy Yates at (770) 452-3784, or lorance.yates@ferc.gov.

j. *Deadline for Filing Comments:* The deadline for filing comments on the Settlement Agreement is 20 days from the date of this notice. The deadline for filing reply comments is 30 days from the date of this notice. All documents (original and eight copies) should be filed with: Magalie R. Salas, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

The Commission's Rules of Practice require all intervenors filing documents with the Commission to serve a copy of that document on each person on the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

Comments may be filed electronically via the Internet in lieu of paper. See 18 CFR 385.2001(a)(1)(iii) and the instructions of the Commission's Web site (<http://www.ferc.gov>) under the "e-filing" link.

k. Alcoa Power Generating, Inc. (APGI) filed the Comprehensive Settlement Agreement on behalf of itself and 22 other stakeholders. The purpose of the Settlement Agreement is to resolve, among the signatories, all issues related to APGI's pending Application for a New License for the Tapoco Hydroelectric Project. The issues resolved through the settlement relate to project operations; modifying impoundment rule curves; minimum flows; fish reintroductions; development of vegetation and rare, threatened and endangered species management plans; additions and improvements to recreation facilities; certain land use issues; and cultural resources management. APGI requests that the Commission approve the Settlement Agreement and incorporate

proposed license articles outlined in the Settlement Agreement into a new 40-year license for the project.

1. A copy of the Settlement Agreement is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's Web site at <http://www.ferc.gov>, using the "e-Library" link. Enter the docket number, excluding the last three digits in the docket number field to access the document. For assistance, contact FERC Online Support at FERCOnlineSupport@ferc.gov or toll-free at 1-866-208-3676, or for TTY, (202) 502-8659. A copy is also available for inspection and reproduction at the address in item h above.

Register online at <http://www.ferc.gov/esubscribenow.htm> to be notified via e-mail of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

Magalie R. Salas,
Secretary.

[FR Doc. E4-1205 Filed 5-21-04; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP04-334-000]

CenterPoint Energy—Mississippi River Transmission Corp.; Notice of Application

May 17, 2004.

Take notice that on May 10, 2004, CenterPoint Energy—Mississippi River Transmission Corporation (CenterPoint-MRT), 1111 Louisiana Street, Houston, Texas 77210, filed in Docket No. CP04-334-000 pursuant to section 7(b) of the Natural Gas Act, an application for permission and approval to abandon a significant portion of its main line no. 1 located in Louisiana, Arkansas, and Missouri and two compressor stations located in Arkansas. Specifically, CenterPoint-MRT proposes to abandon; approximately 307 miles of main line no. 1 from its compressor station at Perryville, Louisiana to CenterPoint-MRT's compressor station in Poplar Bluff, Missouri; a backup interconnect between main line no. 1 and facilities owned by Natural Gas Company of America located in Randolph County, Arkansas; the Diaz and Sherrill compressor stations located in Arkansas; in addition, CenterPoint-MRT seeks to abandon by sale to CenterPoint Energy Gas Transmission Company

(CenterPoint) an 18.3 mile-mile segment of main line no. 1 that extends from CenterPoint-MRT's Glendale compressor station to the town of Pine Bluff, Arkansas, all as more fully described in the request which is on file with the Commission and open to public inspection. This filing may also be viewed on the Web at <http://www.ferc.gov> using the "eLibrary" link, select "Docket #" and follow the instructions. For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov or toll-free at (866) 208-3676, or TTY, contact (202) 502-8659.

CenterPoint-MRT states that main line no. 1 was originally installed in 1929, and that the age and mechanically coupled pipe of which the facilities are constructed are causing operational problems for CenterPoint-MRT. CenterPoint-MRT further states that service from its field zone to its market zone is currently served by main line nos. 2 and 3, in addition to main line no.1, and that main line nos. 2 and 3 would continue to provide CenterPoint-MRT's field zone to market zone service. The abandonment will not affect CenterPoint-MRT's ability to meet its firm service obligations.

Accordingly, CenterPoint-MRT requests permission and approval to abandon the facilities as more fully described in the application.

Any questions regarding this application should be directed to Lawrence O. Thomas, Director-Financial Analysis, CenterPoint Energy—Mississippi River Transmission Corporation, P.O. Box 21734, Shreveport, Louisiana 71101, or call (318) 429-2804.

There are two ways to become involved in the Commission's review of this project. First, any person wishing to obtain legal status by becoming a party to the proceedings for this project should file with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, a motion to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the NGA (18 CFR 157.10) by the comment date, below. A person obtaining party status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents filed by the applicant and by all other parties. A party must submit 14 copies of filings made with the Commission and must mail a copy to the applicant and to every other party in the proceeding. Only parties to the proceeding can ask

for court review of Commission orders in the proceeding.

However, a person does not have to intervene in order to have comments considered. The second way to participate is by filing with the Secretary of the Commission, as soon as possible, an original and two copies of comments in support of or in opposition to this project. The Commission will consider these comments in determining the appropriate action to be taken; but the filing of a comment alone will not serve to make the filer a party to the proceeding. The Commission's rules require that persons filing comments in opposition to the project provide copies of their protests only to the party or parties directly involved in the protest.

Protests, interventions, and comments may be filed electronically via the Internet in lieu of paper; see, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link. The Commission strongly encourages electronic filings.

Comment Date: June 1, 2003.

Magalie R. Salas,
Secretary.

[FR Doc. E4-1203 Filed 5-21-04; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. ER04-683-000]

New Light Energy, LLC; Notice of Issuance of Order

May 17, 2004.

New Light Energy, LLC (New Light) filed an application for market-based rate authority, with an accompanying tariff. The proposed tariff provides for wholesale sales of capacity and energy services at market-based rates. New Light also requested waiver of various Commission regulations. In particular, New Light requested that the Commission grant blanket approval under 18 CFR part 34 of all future issuances of securities and assumptions of liability by New Light.

On May 14, 2003, pursuant to delegated authority, the Director, Division of Tariffs and Market Development—South, granted the request for blanket approval under Part 34, subject to the following:

Any person desiring to be heard or to protest the blanket approval of issuances of securities or assumptions of liability by New Light should file a motion to intervene or protest with the